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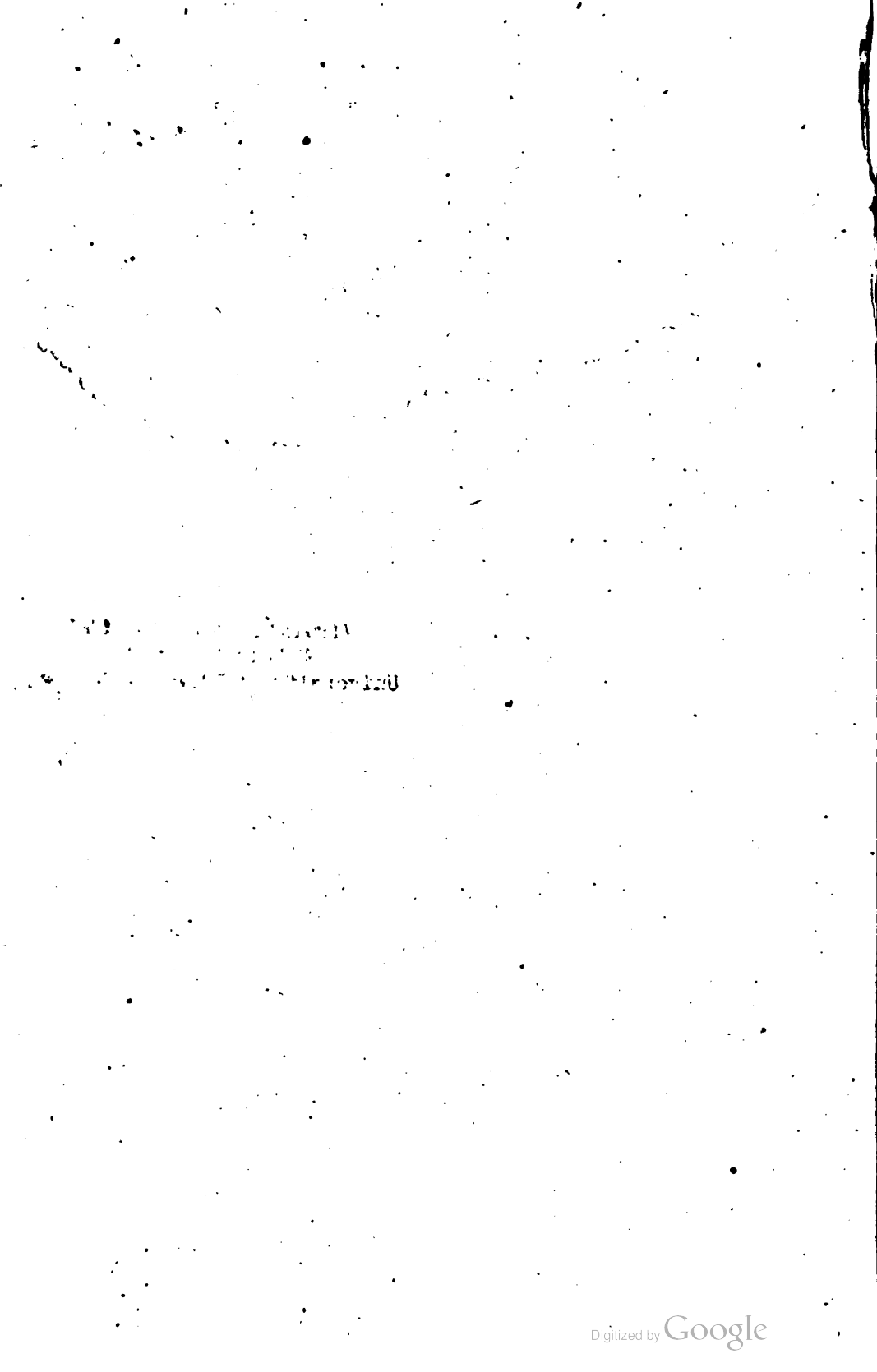




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# JOURNAL

OF THE

## HOUSE OF DELEGATES

OF THE

## STATE OF VIRGINIA,

FOR THE

VIRGINIA STATE DOCUMENT

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SESSION OF 1861-62.

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# JOURNAL.

MONDAY, DECEMBER 2, 1861.

A majority of the delegates elect being duly qualified, appeared and took their seats; and thereupon Mr. NEWTON of Westmoreland called the house to order, and announced the first business in order to be the election of a clerk, and nominated for that office *William F. Gordon, jr.* of Albemarle, who was appointed by a unanimous vote.

Messrs. EDMUNDS of Halifax and RUTHERFOORD of Goochland were appointed a committee to inform him of his election, and to conduct him to his seat.

The house then proceeded to the election of a speaker; and thereupon Mr. BARBOUR nominated *James L. Kemper* of Madison; and the roll was called, with the following result:

*For James L. Kemper*—Messrs. F. T. Anderson, J. T. Anderson, M. L. Anderson, Baker, Barbour, Baskervill, Bass, Blue, Booten, Bradford, Brooks, Buford, Burks, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, J. D. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, George, Gilmer, Gordon, Grattan, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lynn, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, Rutherford, Shannon, Sheffey, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tyler, Vaden, Walker, G. H. West, J. L. Wilson, Woodhouse, Woodson and Wright—88.

Mr. Kemper having received a majority of all the votes cast, was declared duly elected speaker of the house of delegates, who being conducted to the chair by Messrs. BARBOUR and NEWTON, returned his acknowledgments to the house.

The house then proceeded to the election of a sergeant at arms.

Mr. ANDERSON of Botetourt nominated *George W. Wilson* of Botetourt; Mr. TOMLIN nominated *H. T. Burruss* of King William; Mr. BLUE nominated *John Kern* of Hampshire; and Mr. BARBOUR nominated *Daniel Ward* of Albemarle.

The roll was then called, with the following result:

*For George W. Wilson*—Messrs. Kemper (speaker), F. T. Anderson, J. T. Anderson, Bass, Brooks, Buford, Clarke, Crockett, J. D. Davis, Edmunds, Eggleston, George, James, Kyle, Lively, Newton, Reid and Rowan—18.

*For H. T. Burruss*—Messrs. Baskervill, Bayse, Booten, Burks, Cecil, Collier, Daniel, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gilmer, Gordon, Grattan, Hopkins, Hunt, Irby, Johnson, Jones, Jordan, Kaufman, Laidley, Lynn, Mathews, McCamant, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Noland, Orgain, Prince, Richardson, Riddick, Rives, Rutherford, Shannon, Spady, Staples, Steger, Taylor, Thomas, Thrash, Tomlin, Tyler, Vaden, Walker, G. H. West, J. L. Wilson, Woodhouse, Woodson, Worsham and Wright—60.

*For John Kern*—Messrs. Blue, Hunter, A. W. McDonald and Pitman—4.

*For Daniel Ward*—Messrs. M. L. Anderson, Barbour, Bradford, Cazenove, J. J. Coleman, Forbes, Harrison, Minor, Robertson, Sheffey, Tate and Wynne—12.



Mr. *Burruss* having received a majority of all the votes cast, was declared duly elected sergeant at arms of the house of delegates.

The house then proceeded to the election of a first doorkeeper; and thereupon Mr. *SHEFFEY* nominated *R. W. Burke* of Augusta.

On motion of Mr. *BASKERVILL*,

Resolved, that Mr. *Burke* be unanimously appointed first doorkeeper.

The house then proceeded to the election of a second doorkeeper; and thereupon Mr. *ANDERSON* of Botetourt nominated *James Wade Montague* of Montgomery, and Mr. *EVANS* nominated *George D. Pace* of Henrico.

The roll was then called, with the following result:

*For J. W. Montague*—Messrs. Kemper (speaker), F. T. Anderson, J. T. Anderson, Barbour, Baskervill, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Burks, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Daniel, Edmunds, Eggleston, Fleming, Fletcher, Flood, Forbes, Franklin, Gilmer, Gordon, Grattan, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lively, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdangh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, Rutherford, Shannon, Sheffey, Staples, Steger, Tate, Taylor, Thomas, Tomlin, Tyler, Vaden, Walker, G. H. West, J. L. Wilson, Woodhouse, Woodson, Worsham, Wright and Wynne.

*For G. D. Pace*—Messrs. M. L. Anderson, Evans, Friend and Jones.

Mr. *Montague* having received a majority of all the votes cast, was declared duly elected second doorkeeper of the house of delegates.

On motion of Mr. *MCCAMANT*,

Resolved, that the rules of the last house of delegates be adopted for the government of this.

The said rules are as follow:

1. No member shall absent himself from the service of the house, without leave, unless he be sick and unable to attend.

2. When any member is about to speak in debate or deliver any matter to the house, he shall rise from his seat, and without advancing, shall, with due respect, address "MR. SPEAKER," confining himself strictly to the point in debate, avoiding all indecent and disrespectful language.

3. When any member rises and addresses the chair, the speaker shall recognize him by his name; but no member shall designate another by name.

4. No member shall speak more than *twice* in the same debate without leave.

5. A question being once determined, must stand as the judgment of the house, and cannot, during the same session, be drawn again into debate.

6. While the speaker is reporting or putting a question, none shall entertain private discourse, read, stand up, walk into, out of, or across the house.

7. No member shall vote on any question in the event of which he is immediately and personally interested, nor in any other case where he was not present when the question was put by the speaker or chairman of any committee.

8. Every member who shall be in the house when any question is put, shall, on a decision, be counted on one side or the other.

9. A majority of delegates shall constitute a quorum to do business; and every question shall be determined according to the vote of a majority of the members present, except where the constitution otherwise provides; any smaller number, together with the speaker, shall be sufficient to adjourn; twenty may call a house, send for absentees, and make any order for their censure or discharge.

10. On a call of the house, the doors shall not be closed against any member until his name shall have been once enrolled.

11. Any member, sustained by thirteen others, shall have the right, before the question is put, to demand the yeas and nays on the decision of any question; and on such occasion the names of the members shall be called over by the clerk, and the yeas and nays respectively entered on the journal, and the question decided, as a majority shall thereupon appear. After the yeas and nays shall have been taken, and before they are counted or entered on the journal, the clerk shall read over the names of those who voted in the affirmative and of those who voted in the negative; at which time any member shall have the right to correct any mistake committed in enrolling *his* name.

12. No business shall be introduced or considered after 12 o'clock, until the orders of the day be disposed of, except messages from the senate or executive. Among the orders of the day, those which are general in their nature shall have precedence over such as are private or local.

13. The speaker may call any member to the chair, who shall exercise its functions for the time; but no member, by virtue of such appointment, shall preside for a longer time than three days.

14. The speaker shall set apart convenient seats for the use of the members of the senate and executive, and of the judges of the superior courts of this commonwealth and of the Confederate States, and of such other persons as he may invite within the bar of the house.

15. All bills or other business shall be dispatched in the order in which they are introduced, unless the house, by a vote of two-thirds of the members present, shall direct otherwise. In future, all bills of a general nature shall, after their first reading, be printed for the use of the house.

16. The clerk shall not permit any records or papers to be taken from the table or out of his possession; but he may deliver to a member any bills depending before the house, on taking his receipt for the same.

17. The journal of the house shall be drawn up by the clerk on each day, and, after being examined by the speaker, shall be printed and delivered without delay.

18. The clerk shall publish with the laws all resolutions of a general nature, annex general marginal notes to each law or resolution, and subjoin an index to the whole.

19. The clerks of the senate and house of delegates may inter-

change messages at such time, between the hour of adjournment and that of meeting on the following day, as that the said messages may be read immediately after the orders of the day.

20. When the previous question is demanded and seconded by twenty members, the speaker shall, without debate, state the main question to the house, and thereupon propound the question, "Shall the main question be now put?" If decided in the affirmative, the main question shall then be put; if decided in the negative, the house may proceed instantly with the debate.

21. No petition of a private nature, having been once rejected, shall be acted on a second time, unless it be supported by new evidence; nor shall any such petition, after a third disallowance, be again acted on. The several clerks of committees shall keep alphabetical lists of all such petitions, specifying the sessions at which they were presented and the determination of the house thereon; and shall deliver the original petitions to the clerk of the house, to be preserved in his office.

22. No petition or memorial shall be received, praying for the division of a county or parish, changing the place of holding any court, or other local matter, unless the purport of such petition or memorial shall have been fixed up at the courthouse door of the county where such alteration is proposed, at two different courts, and shall have remained there one day during the sitting of each court, and at least one month shall have passed after the holding of the last court, and before the petition or memorial is presented. And no petition or memorial shall be received, or bill brought in for establishing or discontinuing ferries, nor for any other purpose affecting private rights or property, unless the parties interested shall have had one month's notice; and if they be not known to the petitioner or memorialist, the purport of the petition, memorial or bill shall be set up at the courthouse in the manner before directed, and *also* three times inserted in some newspaper in the state most convenient for conveying the intended information, one month before offering or moving the same.

23. No petition shall be received claiming a sum of money, or praying the settlement of unliquidated accounts, unless it be accompanied with a certificate of disallowance from the executive or auditor, containing the reason why it was rejected. But this order shall extend to no person applying for a pension.

24. When any petition, or bill founded on one, is rejected, such petition shall not be withdrawn, but the petitioner or member presenting his petition, or any member from the county or corporation in which the petitioner resides, may, without leave, withdraw any document filed therewith; and a list of every document so withdrawn shall be preserved by the clerk. All petitions not finally acted on may, with the accompanying documents, be in like manner withdrawn, after the expiration of the session at which they were presented.

25. No petition shall be read in the house, unless particularly required by some member; but every member presenting one shall an-



nounce the name of the petitioner, the nature of the application, and whether in his opinion a similar application had been before made by said petitioner. He shall endorse the same on the petition, and sign his own name thereon, as a pledge that it is drawn in respectful language: whereupon, it shall be delivered to the clerk, by whom it shall be laid before the proper committee.

26. At the commencement of each session the following committees shall be appointed by the speaker :

*To consist of not less than nine nor more than fifteen members :*

- A committee of privileges and elections.
- A committee for courts of justice.
- A committee of schools and colleges.
- A committee of propositions and grievances.
- A committee of claims.
- A committee of roads and internal navigation.
- A committee on the militia laws.
- A committee on finance.
- A committee on the penitentiary.
- A committee on the armory.
- A joint committee on the library.
- A committee on agriculture and manufactures.
- A committee to examine enrolled bills.
- A committee to examine the lunatic asylums.
- A committee on banks.
- A committee on trade and mechanic arts.
- A committee on county organization.

*To consist of not less than five nor more than nine :*

- A joint committee on executive expenditures.
- A joint committee to examine the first auditor's office.
- A joint committee to examine the second auditor's office.
- A committee to examine the clerk's office.
- A joint committee to examine the register's office.
- A joint committee to examine the treasurer's accounts.
- A joint committee to examine the bonds of public officers.

27. The clerk of the house of delegates shall appoint six clerks—one of whom shall be clerk of the committee for courts of justice and of schools and colleges; one, of the committee of propositions and grievances and of claims; one, of the committee on finance; another, of privileges and elections and agriculture and manufactures; another, of the committee on banks and military affairs; and another, of the committee of roads and internal navigation. Said clerks to be removed by the clerk of the house of delegates, or by the committee or committees of which they are clerks. That the clerk of the house of delegates may command the services of any of said clerks, to assist him in reading at the clerk's table, and in engrossing and enrolling bills, at such time as they may not be en-

ployed by their respective committees; and that it shall be the duty of the clerk of the house of delegates to see that all bills reported from the committees, are written in a fair and legible hand.

28. No standing committee of the house shall be increased, except by a vote of at least two-thirds of the members present.

29. Five members of any committee shall be a quorum to proceed to business; but where the number of a committee is not less than five nor more than nine, a majority shall be sufficient.

30. The several committees are instructed to report, in all cases to them referred, whether other cases may arise, comprised within the principle of the subject referred; and if a bill be ordered, it shall be so drawn as to provide for all such cases, as well as that in which it originated; and, in petitions and other matters referred, the committee shall have power, if they deem it expedient, to report by bill.

31. Select committees shall not consist of less than five nor more than thirteen members, unless the house shall otherwise direct.

32. The committee of privileges and elections shall examine the oaths taken by each member and certificates of election furnished by the sheriffs, and report thereon to the house.

33. The committee of privileges and elections shall report, in all cases of privilege or contested elections, the principles and reasons on which their resolutions are founded.

34. The committee for schools and colleges shall annually examine into the state and manner of administration of the literary fund, and make such report as they may deem proper.

35. The committee of finance shall annually examine into the state of the debts due from the commonwealth, of the revenue and expenditures of the preceding year, and prepare an estimate of the expenses of the succeeding year, and make such report thereon as they may deem proper.

36. Any person contesting the election of a member returned to serve in this house, will be entitled to receive his wages only from the day on which such person is declared duly elected.

37. Whenever, by the equality of sound, a division of the house is rendered necessary in the opinion of the speaker, or of a member, the members shall be required to rise in their places; and if, on a general view of the house, a doubt still exist on the mind of the speaker, or of a member, as to the side on which the majority voted, the members shall be counted standing in their places, either by the speaker or by two members of opposite opinions on the question, to be deputed for the purpose by the speaker.

38. Documents printed by order of the house shall be printed on paper of the same size with the journal, and a copy shall be bound up with each journal and furnished the members at the end of the session; and it shall be the duty of the public printer to furnish 225 additional copies bound for that purpose.

39. Any person shall be at liberty to sue out an original writ, or subpoena in chancery, to prevent a bar by the statute of limitations, or to file any bill in equity and examine witnesses thereupon for the purpose of preserving their testimony against any member of this

house: provided, that the clerk, after having made out and signed such original writ, or subpoena, shall not deliver it to the party, nor to any other person, during the continuance of the member's privilege.

40. Any person summoned to attend this house, or any one of its committees, as a witness, shall be privileged from arrest during his coming to, attendance on, or return from the house or committee; and no such witness shall be obliged to attend, until the party at whose request he was summoned, shall pay or secure to him for his attendance and traveling the same allowance which is made to witnesses attending the general court.

41. If any person shall tamper with a witness in respect of his evidence to be given before this house, or one of its committees, or directly or indirectly endeavor to deter or hinder a person from appearing or giving evidence, it shall be deemed a high misdemeanor, which the house will severely punish.

42. No person shall be taken into custody by the sergeant at arms on any complaint of breach of privilege, until the matter is examined by the committee of privileges and elections and reported to the house, unless by order of the speaker.

43. In all elections, but one vacancy shall be filled at a time.

44. In elections by joint vote of the two houses of the general assembly, each house shall first communicate by message to the other, the names of the persons who may be put in nomination for the said office in each house respectively; and then each house shall vote separately in its own chamber; and shall each appoint a committee on its part to meet a committee on the part of the other house, and communicate the result of the vote in each house respectively; and if upon such vote, any person have a majority of the whole number of votes, the same shall be reported by the committees to their respective houses, and the speaker of each house shall declare such person duly elected; and if no person shall have a majority of the whole number of votes, both houses shall in like manner proceed to another vote, dropping the person who shall have the smallest number of votes on the former vote, and so on till an election be made; and the results of each vote in each house shall in like manner be communicated by each house to the other, and reported by their respective committees; and the election, when made, shall in like manner be declared by the respective speakers of the two houses.

45. Hereafter it shall be the duty of the clerk, previous to reading each bill, to announce whether it is on its first, second or third reading.

46. On every day, so soon as the speaker takes the chair and calls the house to order, the standing committees of the house shall be called over to enable them to make reports.

47. No standing rule of this house shall be rescinded or changed without one day's notice being given of the motion therefor.

48. No member or other person shall visit or remain by the clerk's table while the yeas and nays are calling.

49. When a resolution is presented, containing no reference of the subject thereof to a committee, if objection be made to its immediate



adoption, it shall lie on the table for one day, to be called up by motion.

50. Bills and resolutions originating in the senate, and not requiring immediate action, shall be read the first and second times when received, and be referred to their appropriate committees, unless the house direct otherwise; and all such bills and resolutions shall have precedence over bills and resolutions originating in the house of delegates, of the same stage.

On motion of Mr. RIVES,

Resolved, that the SPEAKER be authorized to appoint three pages, to be allowed the same pay as was received by the pages of former sessions.

On motion of Mr. REID,

Resolved, that the SPEAKER be requested to invite the clergy of this city to open the daily sessions of this house with prayer.

On motion of Mr. TOMLIN, a committee (consisting of Messrs. Tomlin, McCamant and Hunter) was appointed by the SPEAKER, to wait on the governor, and inform him that the house, being now organized, was ready to receive any communication he might be pleased to transmit; and subsequently they reported, through Mr. TOMLIN, their chairman, that they had discharged the duty assigned them, and that the governor would communicate a message to the house immediately.

The governor's message was then received and read, and on motion of Mr. BLUE, was laid on the table, and five thousand extra copies ordered to be printed.

[For message, see Doc. No. 1, appended to this volume.]

On motion of Mr. BARBOUR,

Resolved, that a select committee be appointed to enquire who are entitled to the seats in this house to which certain persons were elected in May last, who have, since their election, attempted to set up a separate government within this commonwealth.

On motion of Mr. FLEMING, the house adjourned until to-morrow, 12 o'clock.

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## TUESDAY, DECEMBER 3, 1861.

Prayer by Rev. Dr. Read of the Presbyterian church.

The SPEAKER announced the following committee under the resolution adopted on yesterday, in relation to elections to the house of delegates from the disloyal counties of the commonwealth: Messrs. Forbes, McCamant, Hunter, Sheffey, Burks, Steger, Baskerville, Saunders of Franklin, and Richardson.

Mr. SHEFFEY presented the petition of Jacob W. Marshall, praying for admission to a seat as a member of the house of delegates from the counties of Randolph and Tucker; which, on his motion, was referred to the special committee on the subject of elections.

On motion of Mr. ROBERTSON,

Resolved, that the committee of roads and internal navigation enquire into the expediency of authorizing a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and the Petersburg rail road in Petersburg.

Mr. ROBERTSON presented the memorial of the common council of the city of Richmond, to authorize the issue of small notes; which was ordered to be referred to the committee on banks.

On motion of Mr. ROBERTSON,

Resolved, that the committee on finance enquire into the propriety of refunding to R. H. Maury, R. M. T. Hunter and others, money paid by them on an erroneous assessment of taxes.

On motion of Mr. EVANS,

Resolved, that the committee of claims enquire into the expediency of allowing to Major R. S. Billups of Matthews county, his account for services rendered in the 61st regiment of Virginia militia, which was called into service by a proclamation of the governor of Virginia dated the 13th of July 1861.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that leave be given to bring in a bill to amend the act entitled an act providing for the employment of negro convicts on the public works, passed April 7, 1858, so as to authorize the governor to cause a part of said convicts to be hired to proprietors of iron works engaged in making iron for the commonwealth of Virginia and the confederate government, under provisions and restrictions of said act.

The SPEAKER announced the following committee under the resolution: Messrs. Anderson of Botetourt, Flood, Mathews, Blue and Rutherford.

Subsequently, Mr. ANDERSON, from the said committee, presented the following bill:

No. 1. A bill to amend and re-enact the act entitled an act providing for the employment of negro convicts on the public works, passed April 7th, 1858; which, on his motion, two-thirds concurring, was read a first and second times, and ordered to be engrossed and read a third time.

Mr. TOMLIN presented the petition of Geo. R. Baylor, to have refunded a sum of money paid on account of license; which was ordered to be referred to the committee on finance.

On motion of Mr. WOOLFOLK,

Resolved, that the committee of claims enquire into the expediency of reporting a bill allowing compensation to the officers and privates of the militia of this state, called out by the proclamation of the governor, dated July 13, 1861.

On motion of Mr. RIDDICK,

Resolved, that the committee on finance be instructed to enquire into the expediency of assuming Virginia's portion of the confederate government war tax.

Mr. BARBOUR presented the petition of the Culpeper savings bank,

praying amendments of its charter; which was ordered to be referred to the committee on banks.

Mr. BARBOUR presented the petition of Flora Jones, a free woman of color, praying to be enslaved; which was ordered to be referred to the committee of propositions and grievances.

On motion of Mr. GRATTAN,

Resolved, that the committee on finance enquire into the expediency of suppressing the issue of small notes of corporations or individuals, by a tax upon the holders and issuers.

On motion of Mr. BUFORD,

Resolved, that the clerk of this house be required to procure and furnish, as early as practicable, such numbers of copies of all ordinances and resolutions passed by the present convention of Virginia, as shall be sufficient for the use of the members.

On motion of Mr. FLEMING,

Resolved, that the clerk of this house be authorized to procure two hundred and fifty copies of the constitution of this state and of the provisional and permanent constitutions of the Confederate States, for the use of members.

Mr. VAIDEN presented the petition of Archibald Davis, praying to be refunded a license tax paid by him; which was ordered to be referred to the committee on finance.

Mr. STEGER presented the petition of Henry R. Jones, clerk of the penitentiary, praying an increase of his salary; which was ordered to be referred to the committee on the penitentiary.

On motion of Mr. RIVES,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of making some modification in the stay law.

On motion of Mr. BASKERVILL,

Resolved, that the ordinance recently passed by the convention of Virginia, entitled an ordinance to reorganize the militia, be referred to the military committee of this house, when appointed, with instructions to enquire if any amendments to said ordinance are necessary.

On motion of Mr. BASS,

Resolved, that the committee on finance be instructed to enquire into the expediency of paying for clothing, &c. furnished to a portion of the militia of Roanoke when called out by the authorities, and the call countermanded before the said militia were mustered into service.

On motion of Mr. CROCKETT,

Resolved, that the committee on finance enquire into the expediency of allowing Harvey Repass, one of the commissioners of the revenue for the county of Wythe, additional compensation for preparing separate books for the county of Bland.

On motion of Mr. BUFORD,

Resolved, that a select committee of five be appointed to confer with the proper authorities of the confederate government in relation to the construction of a rail road between the town of Danville,

Virginia, and the town of Greensborough, North Carolina, as recommended in the recent message of President Davis to the provisional congress, with a view to ascertain whether any, and if any, what legislation may be necessary on the part of Virginia, in order to effect the most speedy construction of said road.

On motion of Mr. KYLE,

Resolved, that the committee on finance enquire into the expediency of relieving sheriffs from collecting taxes from volunteers.

On motion of Mr. WEST of Halifax,

Resolved, that the committee of schools and colleges enquire into the expediency of paying to J. B. Bass a sum of money due him on account of teaching indigent children in the county of Pittsylvania in the year 1859.

Mr. FRIEND presented the petition of the Manchester and Petersburg turnpike company, to amend and re-enact the 13th section of an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg; which was ordered to be referred to the committee of roads and internal navigation.

The SPEAKER laid before the house a communication from the secretary of the commonwealth, enclosing a list of charters granted by the courts; which, on motion of Mr. MALLORY, was laid on the table and ordered to be printed. Doc. No. 26.

On motion of Mr. BUFORD,

Resolved, that so much of the governor's message as refers to the act of last session of the general assembly incorporating the Virginia canal company, be referred to the committee of roads and internal navigation, with instructions to enquire into the expediency of extending the time within which said company may be organized.

On motion of Mr. ANDERSON of Rockbridge,

Resolved, that a select committee of \_\_\_\_\_ be appointed to enquire into the causes of the extravagant prices demanded for articles of prime necessity to the army and to the people of this commonwealth, and what legislation is necessary and proper to correct the said evil.

On motion of Mr. WEST of Halifax,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to James Young, executor of James Owen, a sum of money erroneously paid by him on account of land tax charged to Thomas Owen's estate.

On motion of Mr. WOOLFOLK,

Resolved, that a special committee of eleven members be appointed to enquire into the expediency of reporting a bill amending the present laws in relation to the free negro population of the state, and that all propositions for amending the same be referred to the said committee.

On motion of Mr. COLLIER,

Resolved, that the committee on finance enquire into the expediency of refunding taxes on licenses issued but not used on account of enlistment and service in the army.

On motion of Mr. BASKERVILL, the house adjourned until to-morrow, 12 o'clock.

WEDNESDAY, DECEMBER 4, 1861.

Prayer by Rev. Mr. Converse of the Presbyterian church.

On motion of Mr. GRATTAN;

Resolved, that the committee for courts of justice enquire into the expediency of amending the thirty-second chapter of the Code of 1860, concerning impresses by military authority, and injuries done to real property by military occupation, in order to secure to the owners thereof prompt redress for and protection against illegal impressments.

On motion of Mr. SPADY,

Resolved, that the committee on finance enquire into the expediency of reporting a bill for alleviating taxation upon the subjugated but loyal counties of the commonwealth.

On motion of Mr. KAUFMAN,

Resolved, that the committee on military affairs be requested to enquire into the expediency of extending the rail road from Winchester to Strasburg, as a military necessity and public convenience.

On motion of Mr. GRATTAN,

Resolved, that the committee on the clerk's office enquire into the expediency of so amending the rule of this house as to avoid the necessity of procuring parchment.

Mr. GEORGE presented the petition of citizens of McDowell county, in reference to the county lines; which was ordered to be referred to the committee of propositions and grievances.

No. 1. An engrossed bill entitled an act to amend and re-enact the act entitled an act providing for the employment of negro convicts on the public works, passed April 7th, 1858, was read a third time and passed.

Ordered, that Mr. ANDERSON of Botetourt carry the same to the senate, and request their concurrence.

A communication was received from the secretary of the convention, enclosing an ordinance of that body in relation to elections from the disloyal counties of the commonwealth; which, on motion of Mr. WILSON of Isle of Wight, was laid on the table and ordered to be printed. Doc. No. 27.

On motion of Mr. KAUFMAN,

Resolved, that leave be given to withdraw from the files of the last house of delegates, bill 221, with the accompanying documents, and that the same be referred to the committee of claims.

On motion of Mr. GARRISON,

Resolved, that the committee of claims be instructed to enquire into the expediency of refunding to Edmund W. Bayley a sum of money erroneously paid by him into the treasury of Virginia.

Mr. CAZENOVE presented the petition of George Dufley, commissioner of the revenue for Alexandria county, praying compensation for his services; which was ordered to be referred to the committee on finance.

On motion of Mr. BASKERVILL,

Resolved, that a special committee be appointed to enquire into the expediency of making some contract with the lessees of the Virginia salt works in the counties of Washington and Smyth, whereby that necessary of life may be supplied at a cheaper rate than the present ruinous price to the consumer; and that they be empowered to open a correspondence with the aforesaid lessees, and report the result to this house, with any recommendations they may deem proper.

On motion of Mr. LYNN,

Resolved, that the committee to be appointed to confer with the proper authorities of the Confederate States in relation to constructing a rail road between the town of Danville, Virginia, and the town of Greensborough, N. C., be instructed to take into consideration also the importance of connecting the Richmond, Fredericksburg and Potomac rail road with the Manassas gap rail road at the junction of said road on the Alexandria and Gordonsville road, and report what legislation (if any) be necessary by this house.

Mr. CARTER presented the petition of James W. Gresham, Wm. N. Kurks, &c., asking for compensation for negroes condemned to sale and transportation; which was ordered to be referred to the committee for courts of justice.

On motion of Mr. BARBOUR, the house adjourned until to-morrow, 12 o'clock.

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#### THURSDAY, DECEMBER 5, 1861.

Prayer by Rev. Dr. Read of the Presbyterian church.

The SPEAKER announced the following standing committees of the house:

*Committee of Privileges and Elections*—Messrs. Tomlin, Blue, Friend, Kyle, Evans, Woodson, Murdaugh, Eggleston, Baskervill, Carter, McDonald of Logan, Baker, Jordan, Wilson of Isle of Wight, and Bayse.

*Committee for Courts of Justice*—Messrs. Rutherford, Hunter, Bouldin, Collier, Jones, Steger, Anderson of Rockbridge, Forbes, Gilmer, Banks, McKinney, Evans, Harrison, McCamant, and Coleman of Fayette and Raleigh.

*Committee of Schools and Colleges*—Messrs. Newton, Minor, Riddick, Treadway, Tate, Daniel, Saunders of Franklin, Crockett, Spady, Reid, Custis, Booten, Noland, Wright and Laidley.

*Committee of Propositions and Grievances*—Messrs. McCamant, Riddick, Kaufman, Tyler, Wilson of Isle of Wight, Fleming, Anderson of Albemarle, Hopkins, Irby, Shannon, West of Halifax, Prince, George, Garrison, and Coleman of Nelson.

*Committee of Claims*—Messrs. Bass, Kaufman, Grattan, Davis of Amherst, Pitman, Nelson of Louisa, Montague, Wilson of Norfolk, Walker, Woodhouse, Mathews, Hunt, Dunn and Gillespie.

*Committee of Roads and Internal Navigation*—Messrs. Sheffey, Carpenter, Baskervill, Ward, Flood, Treadway, Anderson of Rockbridge, Murdaugh, Saunders of Franklin, Buford, Saunders of Campbell, Woodson, Wynne, Rowan and Staples.

*Committee on Military Affairs*—Messrs. Anderson of Botetourt, Jones, Hunter, Robertson, Mallory, Pitman, Davis of Amherst, Richardson, Saunders of Campbell, Lundy, McGruder, McDonald of Hampshire, Friend, Bradford and Eggleston.

*Committee on Finance*—Messrs. Barbour, Tomlin, Edmunds, Bouldin, Newton, Collier, Flood, Wynne, Thomas, Davis of Campbell, Minor, Gordon, Reid, Noland and Gatewood.

*Committee to examine the Penitentiary*—Messrs. Montague, Davis of Amherst, George, Payne, Bass, Jordan, Johnson, Friend, Fleming, Staples, James, Dabney, Dunn, Fletcher and Vermillion.

*Committee to examine the Armory*—Messrs. Blue, Carter, Wright, Shannon, West, Lynn, Lockridge, Cecil, Fletcher, Ewing, Hunt, McLaughlin, Thrash, Taylor and Boggs.

*Joint Committee on the Library*—Messrs. Edmunds, Minor, Sheffey, Gordon, Mallory, Anderson of Botetourt, McKinney, Burks, Baker, Cazenove, Crockett, Gilmer, Dabney, Nelson of Louisa, and Garrison.

*Committee on Agriculture and Manufactures*—Messrs. Orgain, Lynn, Tyler, Riddick, Johnson, Lockridge, Nelson of Fluvanna, Payne, McDonald of Logan, Daniel, Lively, Woolfolk, Prince, Boggs and Irby.

*Committee on Enrolled Bills*—Messrs. Hunt, Kyle, Wooten, Gillespie, Taylor, Prince, Booten, Worsham, McDonald of Logan, Woolfolk, Nelson of Louisa, Cecil, Fletcher, Rowan and Bayse.

*Committee on Lunatic Asylums*—Messrs. Rives, Custis, Tate, McGruder, Nelson of Fluvanna, Crockett, Worsham, Hopkins, Anderson of Albemarle, Lockridge, Woolfolk, Bradford, Vaden, Vermillion and Clarke.

*Committee on Banks*—Messrs. Robertson, Edmunds, Ward, Davis of Campbell, James, Wilson of Norfolk county, Buford, Grattan, Lundy, McDonald of Hampshire, Orgain, Dunn, Rives, Walker and Cazenove.

*Joint Committee on Executive Expenditures*—Messrs. George, Anderson of Albemarle, Daniel, Richardson, Payne, Thrash, Gillespie, Carpenter and Baker.

*Joint Committee to examine the First Auditor's Office*—Messrs. Johnson, Woodson, Wilson of Isle of Wight, Tate, Spady, Franklin, McKinney, Flood, McLaughlin, Wooten and Williams.

*Joint Committee to examine the Second Auditor's Office*—Messrs. Shannon, Woodhouse, Bayse, Coleman of Nelson, Mallory, Blue, Ward, Clarke, Laidley, Vaden and Lively.

*Committee to examine the Clerk's Office*—Messrs. Reid, Thomas, Baskervill, Lynn, Grattan, Murdaugh, Carpenter, Nelson of Fluvanna, and Boggs.

*Joint Committee to examine the Register's Office*—Messrs. Brooks, Lively, Wright, Mathews, Irby, Hopkins, Jordan, Williams and Garrison.

*Joint Committee to examine the Treasurer's Accounts*—Messrs. Mathews, Cazenove, Walker, Bass, Custis, Noland, McGruder, Ewing, and McDonald of Hampshire.

*Joint Committee to examine the Bonds of Public Officers*—Messrs. Burks, Gatewood, Steger, Barbour, Anderson of Rockbridge, Rutherford, Spady, Harrison, McCamant, Forbes, and Coleman of Fayette and Raleigh.

The SPEAKER announced the following special committee, under a resolution adopted in reference to a rail road connection between Danville and Greensborough, N. C.: Messrs. Buford, Wooten, Bouldin, Sheffey, Steger, Gilmer, Lively, McKinney, Kyle, Riddick, Clarke, Nelson of Fluvanna, and Richardson.

On motion of Mr. GRATTAN,

Resolved, that the return for the county of Harrison from Camp Bartow, be referred to the special committee on vacancies.

Mr. GRATTAN presented the return.

On motion of Mr. RUTHERFOORD,

Resolved, that so much of the governor's message as relates to the claim of Robert A. Mayo against the commonwealth, be referred to the committee of claims.

On motion of Mr. WILSON,

Resolved, that so much of the governor's message as refers to an act of the confederate congress, entitled an act to audit the accounts of the respective states against the Confederacy, be referred to the committee on finance.

On motion of Mr. WALKER,

Resolved, that the clerk of this house be requested to procure a clock for the hall of the house of delegates.

On motion of Mr. LIVELY,

Resolved, that the committee of propositions and grievances enquire into the expediency of declaring that portion of New river, from the mouth of Greenbrier river to the mouth of Indian creek, a lawful fence.

On motion of Mr. JAMES,

Resolved, that the committee of roads and internal navigation enquire into the expediency of transferring to the counties in which it is located, the commonwealth's interest in the Southwestern turnpike road leading from Buchanan, in Botetourt county, to the Tennessee line.

Mr. ROBERTSON presented the petition of Hull and Johnston, praying to be reimbursed expenses incurred in ascertaining damages by fire at Dibrell's warehouse; which was ordered to be referred to the committee on agriculture and manufactures.

On motion of Mr. SHEFFEY,

Resolved, that the committee on finance enquire into the expediency of amending the act passed March 18, 1856, entitled an act to separate the state from the banks, by a sale of its stocks therein, and the application of the proceeds to the redemption of the public debt, so as to authorize the exchange of such stocks for the eight per cent. bonds of the Confederate States.



On motion of Mr. STEGER,

Resolved, that the committee on military affairs enquire into the expediency of establishing a military hospital for the state.

The SPEAKER laid before the house a communication from the governor, in reference to warehouses; which was referred to the committee on agriculture and manufactures, and ordered to be printed. Doc. No. 28.

On motion of Mr. DUNN,

Resolved, that the committee of schools and colleges, enquire into the expediency of establishing a system of free schools for the education of orphan and poor children of those of our soldiers at present, or who may hereafter be engaged in the service of the Confederate States army.

On motion of Mr. RICHARDSON,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of so removing certain obstructions in New river, from Central depot to the mouth of Greenbrier river, as to facilitate the transportation of military stores and munitions of war.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee on finance be instructed to enquire into the expediency of amending or repealing an act passed the 19th of March 1861, entitled an act refunding to Moses C. Booth damages paid by him as surety of Samuel S. Turner, late sheriff of Franklin county, so as to provide more effectually for the releasing and refunding to said Booth of damages paid by him as surety for the said Samuel S. Turner.

Mr. STEGER presented the memorial of the following savings banks of the city of Richmond: Old Dominion savings bank, Metropolitan savings bank, Farmers savings bank, United savings bank of Henrico, Home savings bank and Virginia savings bank; which was ordered to be referred to the committee on banks.

On motion of Mr. WOODSON,

Resolved, that the committee on banks be instructed to enquire into the expediency of reporting a bill legalizing the issue of small notes, heretofore made by the various counties, cities and towns of this commonwealth, and providing for the future issue of such notes and their redemption.

On motion of Mr. JAMES,

Resolved; that the committee on banks enquire into the expediency of authorizing the banks of this commonwealth to issue a larger amount than five per cent. of their capital, in notes of a less denomination than five dollars.

Mr. GORDON presented the memorial of the mayor and council of the town of Fredericksburg, praying to be released from penalties for issuing small notes; which was ordered to be referred to the committee on banks.

On motion of Mr. BUFORD,

Resolved, that the committee for courts of justice be requested to enquire into the expediency of so amending the existing laws regu-

lating judicial elections, as to provide that the time of holding such elections shall be announced by proclamation of the governor.

On motion of Mr. KAUFMAN,

Resolved, that the committee of roads and internal navigation enquire into the expediency of rescinding so much of the acts of the last session of the house of delegates as made appropriations to works of internal improvement that have not already been expended, until further legislation may be had.

On motion of Mr. WOOLFOLK, the house adjourned until tomorrow, 12 o'clock.

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### FRIDAY, DECEMBER 6, 1861.

Prayer by Rev. Dr. Read of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Dec. 5, 1861.

The senate have passed house bill, entitled:

An act to amend and re-enact the act entitled an act providing for the employment of negro convicts on the public works, passed April 7, 1858, No. 1, with amendments.

In which they respectfully request the concurrence of the house of delegates.

The amendments proposed by the senate were taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

The SPEAKER announced the following special committees:

Special committee to consider the condition of the free negro population of the commonwealth: Messrs. Woolfolk, Rives, Woodhouse, Thomas, Baskervill, McCamant, Orgain, Wilson of Isle of Wight, Kaufman, West and Lockridge.

Special committee to consider the extravagant prices demanded for articles of prime necessity: Messrs. Anderson of Rockbridge, Minor, Cazenove, Wynne, Pitman, Flood, Laidley, Daniel and James.

Mr. BARBOUR, from the committee on finance, presented the following report:

A report asking that the committee on finance be discharged from the further consideration of a resolution enquiring into the expediency of paying for clothing, &c. furnished to a portion of the militia of Roanoke, and that the same be referred to the committee on military affairs; which was concurred in.

Mr. FORBES, from the special committee upon the subject of vacant seats in the house of delegates, presented a report; which was read, and on his motion, laid on the table and ordered to be printed. Doc. No. 29.

On motion of Mr. HUNTER, the report was made the special order of the day for Tuesday, Dec. 10th, 1861.

The SPEAKER laid before the house a communication from the governor, enclosing the returns of elections held at certain camps for members of the house of delegates; which was read, and on motion, laid on the table.

On motion of Mr. COLLIER,

Resolved, that the committee on military affairs enquire into the expediency of instructing our senators and requesting our representatives, at the regular session of the confederate congress, to increase the pay, during the existing war, of the soldiers and non-commissioned officers of the army.

Mr. HUNTER presented the petition of the president and directors of the Bank of Berkeley; which was ordered to be referred to the committee on finance.

On motion of Mr. BASS,

Resolved, that a special committee of three be appointed, whose duty it shall be to procure rooms, if possible, as heretofore, in the capitol building, or to enquire into the expediency of renting rooms of private parties, for the use of the committees of this house.

The SPEAKER announced the following committee under the resolution: Messrs. Bass, Wynne, and Davis of Amherst.

On motion of Mr. MURDAUGH,

Resolved, that the committee for courts of justice enquire into the expediency, in view of the present high prices of provisions, of granting to the county and corporation courts the power of increasing the amount at present allowed to sheriffs and sergeants for keeping and supporting any slave or other person confined in jail.

On motion of Mr. MATHEWS,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the expediency of conferring with the provisional congress of the Confederate States, in reference to the extension of the Covington and Ohio rail road by the confederate government (as a military necessity), out of moneys due from the confederate government to the state of Virginia.

On motion of Mr. STAPLES,

Resolved, that leave be given to withdraw from the files of this house, bill 152 of last session, and that the same be referred to the committee of propositions and grievances.

On motion of Mr. ROWAN,

Resolved, that the committee of roads and internal navigation enquire into the expediency of requiring turnpike companies to keep all dead and dangerous timber from within reach of their roads.

On motion of Mr. LAIDLEY,

Resolved, that the committee of roads and internal navigation enquire into the expediency of making a military road from Tazewell courthouse to Cabell courthouse, Virginia.

On motion of Mr. NELSON of Fluvanna, the house adjourned until to-morrow, 12 o'clock:

SATURDAY, DECEMBER 7, 1861.

Prayer by Rev. Mr. Read of the Presbyterian church.

Mr. SHEFFEX, from the committee of roads and internal navigation, presented the following bills:

No. 2. A bill to amend and re-enact the 1st section of an act entitled an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg, and repealing all provisions contained in other acts relating to said company inconsistent with this act.

No. 3. A bill to amend and re-enact the 4th section of chapter 10 of an act to incorporate the Virginia canal company, and to transfer the rights and franchises of the James river and Kanawha company thereto.

Which subsequently were read a first time, and ordered to be read a second time.

On motion of Mr. TOMLIN,

Resolved, That the committee on military affairs be instructed to enquire into the expediency of so amending the militia laws as to require that all liable to the performance of the duties of militiamen shall be drafted and detailed for active service before any draft or detail shall be made on those now serving as Virginia volunteers.

The SPEAKER announced the following special committee under a resolution in relation to the lease of the salt works: Messrs. Baskerville, George, Mallory, Shannon, Flood, Woodhouse and Walker.

On motion of Mr. WOOLFOLK,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill or bills making it felony for any man or set of men to impose upon any citizen of Virginia a tax, by whatever name such tax or contribution may be called, for any purpose other than for the support of the government of Virginia or that of the Confederate States; for any person to assess property, or to demand, collect or receive tax for such purpose, unless provided for by the laws of this state or by the Confederate States: also making it felony for any person to administer an oath, affirmation or other obligation to any citizen of Virginia, either in this or any other state, to support any government or pretended government other than the government of Virginia or that of the Confederate States: also for any person to attend any secret political meeting, where the parties are bound, by oath, affirmation or other obligation whatever, to secrecy, or for any person to administer to others, or take himself such oath, affirmation or obligation.

On motion of Mr. HUNTER,

Resolved, that the committee for courts of justice be directed to enquire into the expediency of making provision by law for the removal from the borders of the state, and other places in immediate proximity to the lines of the public enemy, such persons as may be justly suspected of disloyalty to the state of Virginia or to the Con-

federate States, or who may affect to maintain an unpatriotic neutrality between the parties to the present war.

On motion of Mr. BROOKS,

Resolved, that the committee on finance enquire into the expediency of discontinuing or reducing the annual appropriation of fifteen thousand dollars to the university of Virginia, and also of suspending the collection of the annual interest on the literary fund for the benefit of public schools, until the end of the present difficulties.

On motion of Mr. GARRISON,

Resolved, that the committee on finance enquire into the expediency of reporting a bill to relieve the sheriffs, clerks, commissioners of the revenue and other civil officers of the commonwealth from the penalties imposed by the laws of Virginia for the failure to perform the duties of their offices, when such failure has been caused by the presence of the public enemy, and the officer remains loyal to the commonwealth.

On motion of Mr. STEGER,

Resolved, that the committee on agriculture and manufactures enquire into the expediency of incorporating Wm. H. Haxall, Thomas W. McCance, Sam'l J. Harrison, John Purcell, Wm. G. Paine, Lewis Ginter, J. L. Apperson and David J. Burr, together with such other persons and firms as shall hereafter be associated with them, under the name and style of The Virginia Chemical Works.

Mr. ROBERTSON presented the petition of Capt. Wm. Leigh Burton, for proper compensation for certain services as assistant quartermaster; which was ordered to be referred to the committee on military affairs.

On motion of Mr. BOOTEN, the house adjourned until Monday, 12 o'clock.

MONDAY, DECEMBER 9, 1861.

Prayer by Rev. Mr. Bennett of the Methodist church.

On motion of Mr. TOMLIN,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of so amending the act of January 25, 1861, as to provide that the pay and allowances of all commissioned officers of the ordnance department shall be the same as now allowed to the same rank in the artillery in the confederate service.

Mr. BARBOUR presented the petition of M. W. Fisher, praying relief from the obligation contracted by him for the public defence; which was ordered to be referred to the committee on finance.

No. 2. A bill to amend and re-enact the 1st section of an act entitled an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg, and repealing all provisions contained in other acts relating to said company inconsistent with this act, was read a second time, and on motion of Mr. RIVES, was laid on the table.

No. 3. A bill to amend and re-enact the 4th section of chapter 10 of an act to incorporate the Virginia canal company, and to transfer the rights and franchises of the James river and Kanawha company thereto, was read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. WOODSON,

Resolved, that the committee on banks, to whom was referred the enquiry into the expediency of more effectually prohibiting the issue of small notes by individuals, enquire into the expediency of requiring the redemption of said notes in specie on presentation, and in default thereof, giving the holder the right to recover the same by suit or warrant, with damages and costs.

On motion of Mr. GRATTAN,

Resolved, that the governor of the commonwealth be and is hereby requested to furnish to this house a statement of the aggregate military strength of the state (excluding the disloyal counties); what portion of that strength consists of volunteers, and what of militia; what portion of that strength has been ordered into service, both volunteer and militia; what the date of their mustering in, and the term for which they mustered in.

On motion of Mr. TOMLIN,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of amending the 2d and 3d sections of chapter 22 of the Code of Virginia, so as to diminish the number of persons thereby exempted from military duty.

On motion of Mr. WOODSON,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the Code of Virginia as to simplify the proceedings in cases of outlawry.

Mr. ANDERSON of Rockbridge, from the special committee on extortionate prices and mode of relief, presented a report; which, on motion of Mr. WILSON, was laid on the table and ordered to be printed. Doc. No. 30.

Mr. ANDERSON, from the same committee, presented the following bills:

No. 4. A bill to prevent extortion in salt.

No. 5. A bill to regulate prices of articles of prime necessity during the war, and to prevent extortion in the sale of them.

Which were read a first time, and ordered to be read a second time.

On motion of Mr. KAUFMAN,

Resolved, that the committee for courts of justice enquire into the expediency of more effectually preventing the sale of ardent spirits by persons without license.

On motion of Mr. EVANS,

Resolved, that the committee of claims enquire into the expediency of allowing the claims of the captain and crew of the York Spit light vessel, for services rendered by them from the first of January 1861, until the said vessel, with its crew and officers were received into the service of the confederate government.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 6. A bill to improve the navigation of New river.

Which was read a first time, and ordered to be read a second time.

On motion of Mr. ROBERTSON,

Resolved, that the committee charged with the duty of enquiring into the expediency of leasing the Holston salt works, extend their enquiry to any other mode of enlarging the supply of salt, and especially into the practicability and expediency of obtaining and bringing into use native fossil salt of Virginia.

On motion of Mr. DAVIS,

Resolved, that the committee of propositions and grievances enquire into the expediency of incorporating the Mutual life insurance company of Lynchburg.

On motion of Mr. WALKER, the house adjourned until to-morrow, 12 o'clock.

## TUESDAY, DECEMBER 10, 1861.

Mr. BASKERVILL, from the committee of roads and internal navigation, presented the following bills:

No. 7. A bill to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg.

No. 8. A bill to compel turnpike and plank road companies to remove dead and dangerous timber.

Mr. BASKERVILL, from the same committee, to whom was referred a resolution to enquire into the expediency of making a military road from Tazewell courthouse to Cabell courthouse, Virginia, reported the same to the house with the following resolution, which was adopted:

Resolved, that the committee ask to be discharged from the further consideration of the subject, and that the same be referred to the committee on military affairs.

The order of the day, being the report of the special committee on the subject of the vacant seats in the house of delegates, was taken up, and the report read; and the question being on agreeing to the first resolution of the committee, was put, and decided in the affirmative.

The resolution is as follows:

"1. Resolved, that the 23d section of article 6 of the constitution does not authorize the admission of former members of the house of delegates to seats in said house, in cases in which their successors fail to qualify."

The second resolution of the committee, which reads as follows—

"2. Resolved, that vacancies exist in the representation in the

house of delegates from the counties of Ohio, Preston, Monongalia, Harrison, Marion, Kanawha and Berkeley, each being entitled to two delegates; from the counties of Brooke, Hancock, Marshall, Wetzel, Taylor, Upshur, Lewis, Wood, Putnam, Mason and Morgan, each being entitled to one delegate; and from the election districts composed of the counties of Ritchie and Pleasants, Doddridge and Tyler, and Jackson and Roane, each being entitled to one delegate"—was taken up; and the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. NEWTON, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Barbour, Baskervill, Bayse, Blue, Booten, Bouldin, Brooks, Burks, Carpenter, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Daniel, Robert J. Davis, Dunn, Eggleston, Evans, Ewing, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, George, Gilmer, Gordon, Grattan, Hopkins, Hunter, Hunt, James, Johnson, Jones, Kaufman, Kyle, Laidley, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, Peter C. Saunders, Shannon, Spady, Staples, Steger, Taylor, Thomas, Thrash, Tyler, Vaden, Vermillion, Walker, Ward, G. H. West, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wynne—87.

**NOES**—Messrs. Bass, Bradford, Buford, Carter, Cazenove, J. J. Coleman, Custis, Dabney, J. D. Davis, Fleming, Irby, Minor, Newton, Noland, Rutherford, Tate, Treadway, J. L. Wilson and Wright—19.

The third resolution of the committee, which reads as follows—

"3. Resolved, that the petitioner Jacob W. Marshall is not entitled to a seat in the house of delegates as delegate from the election district composed of the counties of Randolph and Tucker, and that there exists a vacancy in the representation from said district"—was taken up; and the question being on agreeing thereto, was put, and decided in the affirmative.

The fourth resolution of the committee, which reads as follows—

"4. Resolved, that Wm. F. Gordon, jr. is not entitled to a seat in the house of delegates as one of the delegates from the county of Harrison"—was taken up; and the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. BASKERVILL,

Resolved, that this house, by virtue of authority vested by the convention, will forthwith proceed to appoint delegates to represent those counties declared vacant by the resolutions of a special committee, and adopted by the house; which, on motion of Mr. JONES, was laid on the table and ordered to be printed. Doc. No. 31.

On motion of Mr. MURDAUGH,

Resolved, that the governor of the commonwealth be and he is hereby requested to furnish to this general assembly the names of all officers of the navy, marine corps and revenue marine, who, having resigned the United States service, and having been commissioned by the governor of this commonwealth, have not been recognized or acknowledged by the Confederate States.

On motion of Mr. STEGER,

Resolved, that the committee of roads and internal navigation enquire into the expediency of incorporating a company for the manufacture of rail road equipments, with power to establish mills at dif-



ferent points, and giving authority to rail road companies to subscribe for a part of the capital stock.

Mr. BASS, from the special committee to whom was assigned the duty to provide rooms for the use of the various committees of the house, presented a report; which, on his motion, was laid on the table.

• On motion of Mr. BUFORD,

Resolved, that the committee on banks enquire into the expediency of so amending the existing laws in regard to dealing in money and exchanges, as to provide and secure, as far as practicable, the reduction of the high rates of premium now usually charged for gold and silver, by persons so dealing.

On motion of Mr. EVANS, the house adjourned until to-morrow, 12 o'clock.

### WEDNESDAY, DECEMBER 11, 1861.

Prayer by Rev. Mr. Bennett of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Dec. 10, 1861.

The senate have passed a bill entitled:

An act constituting part of New river a lawful fence.

In which they respectfully request the concurrence of the house of delegates.

No. 1. A senate bill entitled an act constituting part of New river a lawful fence, was read the first and second times, and ordered to be referred to the committee of propositions and grievances.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bill:

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861 by the convention of Virginia.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following report:

The committee of propositions and grievances, to whom was referred the petition of citizens of the county of McDowell, asking that the boundary lines of said county may be defined, have had the same under consideration, and beg leave to submit the following resolution:

Resolved, that it is inexpedient to legislate upon the subject.

Mr. BASS, from the committee of claims, presented the following reports:

The committee of claims, to whom was referred the resolution instructing them to enquire into the expediency of allowing the

account of Major B. L. Billups, for services rendered in the 61st regiment of Virginia militia, called out under the proclamation of the governor of the 13th July last, have had the same under consideration, and beg leave to report the following resolution :

Resolved, that the committee be allowed to return said resolution to the house, and to suggest that it be referred to the committee on military affairs.

The committee of claims, to whom was referred the resolution instructing them to enquire into the expediency of allowing the claims of the captain and crew of the York Spit light vessel, for services rendered by them from the 1st day of January 1861 until said vessel, with its officers and crew, were received into the service of the Confederate States, have had the same under consideration, and beg leave to report the following resolution :

Resolved, that the committee be allowed to return said resolution to the house, and to suggest that it be referred to the committee on military affairs.

The committee of claims, to whom was referred the resolution instructing them to enquire into the expediency of allowing compensation to the officers and privates of the militia of the state called out under the proclamation of the governor of the 13th July last, have had the same under consideration, and beg leave to report the following resolution :

Resolved, that the committee be allowed to return said resolution to the house, and to suggest that it be referred to the committee on military affairs.

Mr. BARBOUR, from the committee on finance, presented an adverse report on a resolution to enquire into the expediency of allowing Harvey Repass, a commissioner of the revenue of the county of Wythe, additional compensation for preparing separate books for the county of Bland; which was agreed to.

Mr. COLLIER presented the following resolutions :

At a special meeting of the common council of the city of Petersburg, held on Tuesday the 10th day of December 1861 :

Mr. D'Arcy Paul offered the following resolutions, which were unanimously adopted :

Resolved by the common council of the city of Petersburg, that the city of Petersburg is opposed to any measure being passed by the legislature, which will authorize a permanent connection to be made through this city or otherwise, between the Richmond and Petersburg and Petersburg rail roads.

Resolved, that our representatives in the general assembly be requested to use their utmost endeavors to defeat such a connection.

Resolved, that one of the members of this council be appointed by the mayor to convey the foregoing resolutions to our senator and representative.

Whereupon, Mr. J. Andrew White was appointed under the last resolution.

A copy—Teste,

JOHN C. ARMISTEAD, *Ass't Clerk C.*

Which on his motion was laid on the table and ordered to be printed. Doc. No. 32.

On motion of Mr. BASKERVILL, house bill 7, to authorize a connection between the Richmond, Fredericksburg and Potomac

rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg, was taken up, and on motion of Mr. WILSON, was laid on the table.

On motion of Mr. MCKINNEY,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the existing law as to require the auditor of public accounts to publish, in one or more newspapers in the city of Richmond, the names of all officers charged with the collection and payment of any part of the revenue, who are delinquent, and the amount for which each one is delinquent.

On motion of Mr. EDMUNDS,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of conferring upon the presidents of the rail road companies the authority and power to protect the bridges, buildings and other property of their roads.

On motion of Mr. ANDERSON of Rockbridge, the report of the special committee relative to extravagant prices and mode of relief, was taken up and read:

The committee appointed to enquire into the causes of the extravagant prices of articles of prime necessity, and as to what remedies may be provided, have had the subject under consideration, and beg leave to make the following report:

Prices are usually regulated by supply and demand; but the relation between them is sometimes disturbed by extraordinary causes—such, for example, as a state of war; new sources of supply, the increase or diminution of the medium of exchange, taxes, monopolies and speculation. All these causes, are doubtless operating more or less on prices in this country at the present time. The effect of war, in obstructing the ordinary channels of commercial intercourse, and thereby causing extreme fluctuations in prices is well known. It is said by Tooke, that in the latter years of the French war the price of sugar in France was as high as 5s. and 6s. a pound, and that coffee rose to 7s. The war in which we are engaged, which cuts us off, in a great measure, from commercial intercourse with the rest of the world, has caused the advance in price of commodities, for the supply of which, before the war, we depended on foreign countries. But the price of commodities, for which we are not dependent on other countries—such, for example, as sugar, ought not to be enhanced, by the existence of the war, much beyond the additional cost of transportation. Your committee deem it unnecessary to remark on the other causes assigned as influencing prices, except the last, to wit, speculation. It is said that a considerable quantity of salt is in the hands of speculators, who bought it early in the year at prices ranging from \$1 50 to \$2 a sack, and who are now demanding for it from \$15 to \$20. Your committee would not condemn fair and legitimate speculation; but the difficulty is to draw the line between what should be allowed as legitimate, and conducive to the public weal, and what should be condemned as illegal; but they hesitate not to say, that when the country is engaged in a most perilous war,—a war for existence, and which demands the aid and sympathy of the whole population, and when the people, with a patriotic zeal and unanimity unprecedented, are making all necessary sacrifices to bring this war to a successful termination, for a set of men to be engaged in buying up articles of *prime necessity*, of which they know there is a limited supply, with the view of holding them back from the use of the people, until their necessities will enable them to exact enormous prices,—it is a crime against the state, little short of treason; and your committee are of opinion that the government would be well justified in seizing the commodity, allowing the holders a fair compensation, and selling it to the people at government cost. There appears to be an insufficient supply of salt for present wants, which is an article of indispensable necessity; and it is the season of the year for packing pork; and if something is not speedily done to supply the people with salt, there will be a great scarcity of meat the next

year, and distress in the country. Neither the extent of the deficiency nor the means of supply is known to your committee. It is not improbable that one-half of the people of this state are not supplied, and it is believed that there is a sufficient quantity in the hands of speculators, and an over supply in the army stores, to alleviate, if not entirely to relieve the present necessities of the country. They are informed that the confederate government has in store at Lynchburg and at other places a much larger quantity of salt than the wants of the army will require for a long time, and that in addition thereto, the authorities of said government are appropriating a large portion of the weekly product of the salt works in Washington county, upon which the supply of this state mainly depends. The said works are now yielding about 14,000 bushels a week, and in the course of a month it is said will be enabled to nearly double that quantity.

Your committee would further represent, from the most reliable information, that the said works will be able, the next year, to yield about 750,000 bushels of salt, and that the further outlay of fifty or sixty thousand dollars would enable them to increase the product beyond one million of bushels. But the parties, lessees of the works, are unwilling to make so large an outlay, inasmuch as their present arrangements would more than supply the demand, if the blockade were opened. The salt is now sold at 75 cents a bushel at the works, when the cost of making it does not exceed 30 cents a bushel, including the rent of the property. The said lessees are now making enormous profits at the expense of those who are maintaining the war. Your committee are of opinion that these works should be put in condition speedily to produce the largest yield of salt which the resources of the property will afford. The indispensable necessities of the country imperiously require it; and then, with a like policy on the part of our sister states, who have resources within their jurisdiction for making salt, our people and our armies will soon be amply supplied with this article, so indispensable to life.

Your committee are of opinion, therefore, that it would be right and proper for the government of this commonwealth to require of the said lessees to operate their works so as to yield all the salt which the resources of the property will afford, and to offer them fair and adequate inducements and guarantees to do so; and in the event of their refusing to do it, to take possession of the property, granting them an adequate compensation therefor, and placing it in the hands of parties who will undertake it. Your committee would therefore recommend the adoption of the following resolutions, and the passage of the bills herewith reported:

1. Resolved, that a joint committee be appointed to call upon the president of the Confederate States, and represent to him the distressed condition of the country for want of salt, and ask him to release so much of the salt now held for the use of the army as can be done without injury to the public service, to be disposed of at government cost to meet the wants of the people.

2. Resolved, that a joint committee be appointed to correspond with the lessees of the Washington and Smyth salt works on the subject of their making immediate arrangements to increase the product of salt to the utmost capacity of the property, and that they be instructed and authorized to enter into negotiations with the lessees for that purpose, subject to the approval of the general assembly.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. ANDERSON of Rockbridge,

Bill No. 4, to prevent extortion in salt, was taken up and read, and on motion of Mr. FLEMING, was recommitted to the committee.

On motion of Mr. FLEMING,

Resolved, that the committee on extravagant prices and mode of relief be enlarged by addition of five new members.

The SPEAKER announced the names of the following gentlemen, under the resolution: Messrs. Fleming, Robertson, Bass, Baskervill and Walker.

On motion of Mr. ANDERSON of Rockbridge,

Bill No. 5, to regulate the prices of articles of prime necessity during the war, and to prevent extortion in the sale of them, was taken up, and recommitted to the committee.

On motion of Mr. HUNTER,

Resolved, that the SPEAKER be directed to issue writs of election to the counties of Berkeley and Morgan, to supply vacancies existing in the representation from each of said counties in this house; and that by publication of proper notices, he fix Thursday the 26th day of this month (Dec. 1861) as the day for holding said elections.

On motion of Mr. FLETCHER,

Resolved, that the committee of schools and colleges enquire into the expediency of enabling the board of school commissioners in Rappahannock county to comply with their engagements for the education of indigent children.

On motion of Mr. ANDERSON of Botetourt,

Bill No. 6, to improve the navigation of New river, was taken up, read a second time, and ordered to be engrossed and read a third time.

The SPEAKER presented a communication from the governor, enclosing a letter from the adjutant general, which was read, and laid on the table.

On motion of Mr. DAVIS of Campbell,

Resolved, that leave be given to withdraw from the files of the house for the session 1859 and 1860, senate bill 160, and that the same be referred to the committee of propositions and grievances.

On motion of Mr. SPADY,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill allowing to Charles Smith and Hugh Ker of the county of Northampton, the sum of seventy dollars for services rendered in the militia.

On motion of Mr. STEER,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for the compensation of the clerk of the court of hustings for the city of Richmond, for services rendered by him in commonwealth's cases in that court.

On motion of Mr. BASKERVILL,

Resolved, that the committee of roads and internal navigation enquire into the expediency of conferring with the Confederate States authorities as to the propriety, as a military necessity, of completing the unfinished portion of the Roanoke Valley rail road so as to connect the Richmond and Danville rail road in Virginia with the Raleigh and Gaston rail road in North Carolina, out of any moneys due from the Confederate States to the state of Virginia.

On motion of Mr. PRINCE,

Resolved, that the committee on military affairs enquire into the expediency of amending an ordinance entitled an ordinance to provide for the enrollment and employment of free negroes in the public service, so as to make it obligatory upon the county and corporation courts, which have not enrolled, to enroll all able bodied male free negroes between the ages of 18 and 50; of amending section

4th so as to require said free negroes to work for four months, if necessary, before returning home, and that no requisition shall be made for slaves till the free negroes thus enrolled shall have been called out.

On motion of Mr. EWING,

Resolved, That leave be given to withdraw from the files of this house, the petition of Edward C. Bales (erroneously entered Edward C. Bates), commissioner of the revenue for Lee county, and that the same be referred to the committee on finance.

On motion of Mr. EWING,

Resolved, that the committee for courts of justice enquire into the expediency of remitting a fine imposed upon Job B. Crabtree by the circuit court of Lee county.

On motion of Mr. DUNN,

Resolved, that the committee on military affairs enquire into the expediency of at once macadamizing certain portions of the Russell old courthouse and Abingdon turnpike leading into Pound gap, as a military necessity, out of moneys due by the confederate government to the state of Virginia.

On motion of Mr. KYLE,

Resolved, that the appropriate committee enquire into the expediency of authorizing the county court of Carroll to subscribe a sum of money for the completion of the Wytheville and Grayson turnpike road as a military necessity.

On motion of Mr. McDONALD of Hampshire,

Resolved, that the select committee on extravagant prices enquire into the expediency of authorizing the governor or other state authority to purchase all the salt produced at the Washington or other salt mines in the state, with a view of insuring the distribution of salt amongst the citizens of the commonwealth at fair prices.

On motion of Mr. BLUE,

Resolved, that the committee of privileges and elections enquire into the expediency of declaring the seat of A. Williamson vacant from the election district composed of the counties of Gilmer, Calhoun, Wirt and a part of Roane.

On motion of Mr. TAYLOR,

It having been represented to this house that the Honorable Enoch Louis Lowe, formerly governor of the state of Maryland, who is equally distinguished for his talent, high moral character and loyalty to the south, is now a refugee from his home, deprived of his property, and is worthy of special notice by this house: and it being proper to extend welcome and encouragement to citizens of the state of Maryland who have retained their fidelity to the cause of the Confederacy under the trying circumstances in which they have been placed:

Resolved, that the SPEAKER extend a special invitation on behalf of this house to Governor Lowe to occupy one of the privileged seats on the floor of the hall whenever it may suit his convenience.

On motion of Mr. NELSON of Fluvanna, the house adjourned until tomorrow, 12 o'clock.

• THURSDAY, DECEMBER 12, 1861.

Prayer by Rev. Mr. Bennett of the Methodist church.

A message from the senate, by their clerk, was read as follows :

IN SENATE, Dec. 11, 1861.

The senate have agreed to a joint resolution relative to the publication of the constitution of the Confederate States.

In which they respectfully request the concurrence of the house of delegates.

The resolution was agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following report :

A report referring to the committee on finance a resolution relative to the publication in one or more of the newspapers in the city of Richmond, all officers charged with the collection and payment of any part of the revenue.

Mr. ORGAIN, from the committee on agriculture and manufactures, presented the following bill :

No. 10. A bill to incorporate the Virginia chemical works.

The SPEAKER presented a communication from the governor, enclosing a list received from the navy department of the Confederate States, of officers on reserved list of the United States navy who resigned since the secession of Virginia and have not been appointed in the Confederate States navy, which was read and laid on the table, and ordered to be printed. Doc. No. 34.

The SPEAKER laid before the house a memorial, signed by Charles W. Russell and others, in relation to vacancies in the house of delegates from the counties of Northwestern Virginia ; which was read, and on motion of Mr. BASKERVILL, laid on the table and ordered to be printed. Doc. No. 33.

On motion of Mr. WILSON of Isle of Wight,

Resolved, that the board of public works be requested to furnish to this house a statement of the amount of money it will be necessary to appropriate to remove the obstructions to the navigation of New river by batteaux, and to improve the navigation of said stream by sluices, in such manner as will accommodate the transportation of military stores in batteaux, from some point at or near Central depot on the Virginia and Tennessee rail road, to the mouth of the Greenbrier river, and what time it will take to complete the work, with an appropriation of thirty thousand dollars at this session of the legislature.

On motion of Mr. RUTHERFOORD,

Resolved, that the committee for courts of justice enquire what amendments (if any) in the criminal code of Virginia are made necessary by the occupation of the public enemy of certain parts of the state, and what legislation (if any) is necessary under ordinance No. 82 of the convention of Virginia.

On motion of Mr. GORDON,

Resolved, that leave be given to bring in a bill to amend the charter of the town of Fredericksburg.

The SPEAKER announced the following committee under the resolution: Messrs. Gordon, Newton, Reid, Rutherford and Hunter.

Subsequently Mr. GORDON, from the committee, presented the following bill:

No. 11. A bill amending the charter of the town of Fredericksburg; which was read a first time, and ordered to be read a second time.

On motion of Mr. TATE,

Resolved, that so much of the governor's message as relates to the Eastern and Western lunatic asylums, with the accompanying documents, be referred to the committee on lunatic asylums.

On motion of Mr. GILMER,

Resolved, that leave be given to withdraw from the files of this house, the petition of Coleman D. Bennett, executor of Howard Craft deceased, asking for the refunding of a fine paid by said Craft in his lifetime, and that the same be referred to the committee on finance.

On motion of Mr. CECIL,

Resolved, that the committee of propositions and grievances enquire into the expediency of passing an act changing the county line of Wythe and Pulaski, so as to include within the boundaries of the latter county the residence and plantation of Joshua A. Holmes.

On motion of Mr. VAIDEN,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of so amending the law referring to the subject, as to require the adjutants of regiments, or any officers acting as such, in presenting their bills for mustering companies having no officers, to certify on oath that said officer did muster said company, and for such a length of time as the law requires.

On motion of Mr. WOOLFOLK,

Resolved, that the governor's proclamation of the 13th of July 1861, exempting overseers and others from service in the army as militiamen, be referred to the committee on military affairs, with instructions that the said committee enquire into the expediency of reporting a bill repealing the ordinance of the convention of Virginia giving the governor such power.

On motion of Mr. EWING,

Resolved, that the committee on finance enquire into the expediency of allowing Edward B. Bales, commissioner of the revenue for Lee county, a certain sum of money erroneously charged against him.

Mr. WARD presented the petition of the common council of Winchester, praying the legalization of small notes issued by the corporation of Winchester; which was ordered to be referred to the committee on banks.

Mr. STEGER presented the petition of Joseph R. Anderson & Co. in relation to their contract for the manufacture of arms; which was ordered to be referred to the committee of claims.



No. 6. An engrossed bill to improve the navigation of New river, was taken up.

Mr. WILSON submitted the following ryder:

"Provided, that this act shall not be in force or take effect until the president and directors of the New river navigation company shall have transferred, and authority is hereby given them to transfer, to the board of public works, without compensation to the stockholders, all the franchises, rights, title and interest of said New river navigation company in said improvement."

Which was read a first and second time; and the question being— Shall the ryder be engrossed and read a third time? was put, and decided in the negative.

On motion of Mr. NEWTON, the bill was laid on the table.

On motion of Mr. COLLIER,

Resolved, that the governor be requested to furnish the names of any Virginians, officers in the late U. S. army, who having resigned their commissions in said army, have not been commissioned in the service of the Confederate States.

On motion of Mr. LAIDLEY,

Resolved, that the committee of privileges and elections enquire into the representation in this house from the county of Wayne, and make report thereon.

On motion of Mr. RUTHERFOORD,

Resolved, that the committee for courts of justice enquire into the expediency of reporting bill of the last session, entitled a bill to carry into effect the nineteenth clause of the 4th article of the constitution.

On motion of Mr. ROWAN,

Resolved, that the committee on banks enquire into the expediency of authorizing the state to issue one million of dollars in small treasury notes, to take the place of shinplaster currency now flooding the country.

The following bills were read a first time, and ordered to be read a second time:

No. 7. A bill to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg.

No. 8. A bill to compel turnpike and plank road companies to remove dead and dangerous timber.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia.

No. 12. A bill authorizing the governor to make a requisition upon the salt works of Washington and Smyth counties, for one hundred thousand bushels of salt, to be distributed according to the necessities of the people of this commonwealth, upon their paying the cost thereof.

On motion of Mr. PRINCE, the house adjourned until to-morrow, 12 o'clock.

FRIDAY, DECEMBER 13, 1861.

Prayer by Rev. Mr. Bennett of the Methodist church.

Mr. BLUE, from the committee of privileges and elections, presented the following reports:

A report declaring the seat of Mr. WILLIAMSON, from the counties of Gilmer, Calhoun, Wirt and a part of Roane, vacant.

A report declaring the seat of RATCLIFFE, from the county of Wayne, vacant.

Mr. BARBOUR, from the committee on finance, presented the following reports:

An adverse report to the petition of Edw'd B. Bales, commissioner of the revenue of Lee county, asking to have refunded a sum of money erroneously charged against him.

An adverse report to the petition of Archibald Davis, to have a sum of money refunded, paid by him on account of license tax.

Mr. ANDERSON, from the special committee to whom had been recommitted

No. 4. A bill to prevent extortion in salt, reported a substitute therefor.

On motion of Mr. BARBOUR, leave was given the committee on finance to sit during this day's session of the house.

On motion of Mr. PRINCE,

Resolved, that the committee on finance enquire into the expediency of reimbursing the cities, towns and counties for equipping the volunteers of this state.

On motion of Mr. PAYNE,

Resolved, that the committee for courts of justice enquire into the expediency of so modifying the usury laws of this commonwealth, that in contracts hereafter entered into for the lending of money, the borrower may obligate himself to pay such taxes as the state of Virginia or the Confederate States may levy on said money.

Mr. CAZENOVE presented the petition of C. A. Baldwin & Co., asking that they may be permitted to sell goods in Richmond city under the state license obtained by them in the county of Culpeper; which was ordered to be referred to the committee on finance.

On motion of Mr. NEWTON,

Resolved, that the committee on finance enquire into the expediency of granting to sheriffs and other officers further time for the collection of taxes, in whole or in part, in counties or cities, where, from peculiar circumstances arising out of a state of war, they have been or shall be unable to make collections.

On motion of Mr. WOOLFOLK,

Resolved, that leave be given to withdraw from the files of the house of delegates of the last session bill 224, and that the same be referred to the select committee on free negroes.

Mr. FORBES presented the petition of Cyrus Cross, jailor of Fauquier county, in relation to charges for board of persons confined in jail; which was ordered to be referred to the committee for courts of justice.

A message was received from the senate by Mr. DICKINSON, the senator from Prince Edward, who informed the house of delegates that the senate had agreed to certain joint resolutions in relation to conferring with the president of the Confederate States in relation to salt, and to correspond with the lessees of the Washington and Smyth salt works.

The SPEAKER announced the following committees under the resolutions:

Committee to confer with the president of the Confederate States: Messrs. Collier, Newton, Hunter, Edmunds, Bouldin, Tate and Gordon.

Committee to correspond with the lessees of the salt works: Messrs. Anderson of Rockbridge, Forbes, Ward, Thomas, Staples, Steger, Bass, Flood and Baskervill.

On motion of Mr. BUFORD,

Resolved, that the committee of claims be instructed to enquire into the expediency of making compensation to George C. Cabell, for certain services as attorney for the commonwealth for the town of Danville, rendered by him during the years 1860 and 1861.

The SPEAKER laid before the house a communication from E. B. Boutwell, late commander U. S. navy; which was read and laid on the table.

No. 11. A bill amending the charter of the town of Fredericksburg, was read a second time, and ordered to be engrossed and read a third time.

No. 5. A bill to regulate prices of articles of prime necessity during the war, and to prevent extortion in the sale of them, was taken up, on motion of Mr. ANDERSON of Rockbridge, and read a second time.

Mr. TATE submitted a substitute for the bill.

On motion of Mr. COLLIER, the bill and substitute were laid on the table, and the substitute ordered to be printed.

Mr. BASKERVILL submitted the following resolution; which, on his motion, was laid on the table:

Resolved, that the senate concurring, that the ordinance of the convention of Virginia passed the 30th day of April 1861, entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, be continued in force until the 3d day of February 1862.

On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for a speedy remedy for the recovery of rent, and also for the more speedy recovery by landlords of the possession of the demised premises.

On motion of Mr. BLUE, the house adjourned until to-morrow, 12 o'clock.

SATURDAY, DECEMBER 14, 1861.

Prayer by Rev. Mr. Bennett of the Methodist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, Dec. 13, 1861.

The senate have passed a bill entitled :

An act to authorize county and corporation courts to certify insolvent muster fines in certain cases, No 3.

In which they respectfully request the concurrence of the house of delegates.

No. 3. A senate bill entitled an act to authorize county and corporation courts to certify insolvent muster fines in certain cases, was read a first and second times, and referred to the committee on military affairs.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following reports :

A report as to the expediency of changing the law relative to the sale of ardent spirits.

A report referring to the committee on finance a resolution relative to the expediency of increasing the pay allowed to sheriffs and sergeants for keeping and supporting slaves and other persons confined in jail.

Mr. BASKERVILL, from the committee of roads and internal navigation, presented the following bill :

No. 13. A bill to suspend appropriations to works of internal improvement, heretofore made, until further legislation may be had.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that so much of the governor's message and the accompanying documents as refer to the subject of nitre, and the method of obtaining an adequate supply thereof, be referred to the committee on military affairs.

The SPEAKER laid before the house a communication from the governor, in response to a resolution of the house in relation to resigned officers in the army of the United States; which was read, laid on the table and ordered to be printed. Doc. No. 35.

On motion of Mr. PITMAN,

Resolved, that leave be given to withdraw from the files of this house, certain papers for the relief of J. J. Grandstaff, late sheriff of Shenandoah county, and that the same be referred to the committee on finance.

Mr. PITMAN presented the petition of Jacob Lang and others, praying for the relief of the sureties of James W. Smoots, late deputy sheriff of Shenandoah county; which was ordered to be referred to the committee on finance.

On motion of Mr. PRINCE,

Resolved, the senate concurring, that a joint committee of members be appointed to visit the salt works in the counties of Washington and Smyth, to ascertain the number of bushels the said

works can manufacture per day; whether the capacity of said works can be increased, and at what cost; whether any salt can now be purchased to supply the immediate wants of the people: in fine, to enquire into all the facts calculated to impart information to the general assembly.

On motion of Mr. TREADWAY,

Resolved, that the select committee on the expediency of leasing the salt works in Washington and Smyth be instructed to enquire into the expediency of providing by bounties for the increased production of salt in this state; and particularly for its manufacture from sea water.

Mr. RIDDICK presented the petition of the Windsor tanning and boot and shoe manufacturing company, praying an act of incorporation; which was ordered to be referred to the committee on agriculture and manufactures.

On motion of Mr. COLLIER,

Resolved, that the committee for courts of justice enquire into the expediency of amending chapter 130 of the Code of Virginia.

On motion of Mr. WILSON of Isle of Wight,

Resolved, that the committee on finance enquire into the expediency of reporting a bill directing the commissioner of the revenue of Isle of Wight county to reassess the mill property of Robert Jones and Wm. Mily in said county.

The following resolution, heretofore laid on the table, was taken up, on motion of Mr. BASKERVILL:

Resolved, that this house, by virtue of authority vested by the convention, will forthwith proceed to appoint delegates to represent those counties declared vacant by the resolutions of a special committee, and adopted by the house.

Mr. TATE submitted the following substitute to the resolution:

Resolved, that the ordinance of the convention of Virginia relating to vacancies in the general assembly, be referred to the committee for courts of justice, with instructions to enquire and report what (if any) action is incumbent upon this house in consequence of the passage of said ordinance.

Mr. BARBOUR moved that the resolution and substitute be laid on the table; and the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. COLLIER, the vote was recorded as follows:

AYES—Messrs. F. T. Anderson, Barbour, Bass, Bayse, Bradford, Brooks, Buford, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Custis, J. D. Davis, R. J. Davis, Dunn, Eggleston, Ewing, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, George, Harrison, Hunter, Irby, Jones, Kyle, Laidley, Lively, Lynn, Mallory, Mathews, McCamant, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Prince, Reid, Rutherford, P. C. Saunders, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Treadway, Walker, Ward, Williams, J. L. Wilson, Woodhouse, Woolfolk, Wootten, Worsham, Wright and Wynne—64.

NOES—Messrs. Kemper (speaker), J. T. Anderson, Baskervill, Blue, Burks, Collier, Fleming, Hunt, Johnson, Jordan, Kaufman, Lockridge, Lundy, A. W. McDonald, I. E. McDonald, McLaughlin, Orgain, Richardson, Riddick, Robertson, Rowan, Shannon, Vaiden, G. H. West and Woodson—25.

The SPEAKER laid before the house a communication from the governor, in relation to certain rail road connections in the state; which was laid on the table and ordered to be printed. Doc. No. 36.

No. 4. A bill to prevent extortion in salt, was taken up and read a second time.

Mr. BUFORD submitted a substitute for the bill; and the question being on agreeing thereto, was put, and decided in the negative.

The bill was then amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. FRIEND,

Resolved, that the committee of claims be instructed to enquire into the expediency of reporting a bill for the relief of Thomas E. Sims, who was captured at Philippi.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, was taken up and read a second time.

On motion of Mr. BURKS, the bill was laid on the table, and made the order of the day for Monday the 16th inst. at 12 o'clock.

On motion of Mr. JONES, the house adjourned until Monday, 12 o'clock.

### MONDAY, DECEMBER 16, 1861.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill:

No. 14. A bill to incorporate the Mutual life insurance company of Lynchburg.

Mr. McCAMANT, from the same committee, presented an adverse report to the petition of Flora Jones, asking to enslave herself and child.

Mr. BARBOUR, from the committee on finance, presented the following bill:

No. 15. A bill for the relief of John S. Carrell, John W. Gresham, administrator of George W. Flowers, and Wm. A. Kirk.

Mr. BARBOUR, from the same committee, presented an adverse report to the petition of C. A. Baldwin & Co., asking that they be permitted to sell goods in Richmond city under the state license obtained by them for the county of Culpeper.

The SPEAKER laid before the house a communication from the governor, enclosing certain joint resolutions adopted by the general assembly of the state of Tennessee; which were read, and on motion of Mr. McCAMANT, laid on the table and ordered to be printed. Doc. No. 37.

On motion of Mr. ORGAIN,

Resolved, that the committee on banks be instructed to enquire into the expediency of requiring the banks of this state to issue

twenty per cent. of their respective capital stocks, in notes below the denomination of five dollars, and not less than one dollar; ten per cent. thereof to be issued in one dollar notes, and paid in gold and silver coin on presentation.

On motion of Mr. WEST,

Resolved, that the senate concurring, this house will, on the 9th day of January 1862 proceed to select senators to represent Virginia in the senate of the confederate congress.

On motion of Mr. FLEMING,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of reporting a bill to authorize the raising of a force of ten thousand men, to be under state control, for the defence of exposed portions of the commonwealth, which may not be provided for by the confederate authorities.

On motion of Mr. MCKINNEY,

Resolved, that leave be given to withdraw from the files of the house, bill 125, and that the same be referred to the committee on finance.

On motion of Mr. LYNN,

Resolved, that the committee on military affairs be requested to enquire into the expediency of allowing James Purcell the sum of forty-five dollars for bacon and hay furnished the militia of Prince William county, by order of Col. Eppa Hunton, of the 8th regiment of Virginia volunteers.

Mr. DAVIS presented the petition of S. J. Wiatt, asking the relinquishment in his favor of the commonwealth's right to a part of lot No. 455 in Lynchburg; which was ordered to be referred to the committee of propositions and grievances.

On motion of Mr. MATHEWS,

Resolved, that the communication of the executive of Saturday last, in reference to the Central and Covington and Ohio rail roads, with the accompanying documents, be referred to the committee of roads and internal navigation.

No. 6. An engrossed bill to improve the navigation of New river, was taken up, on motion of Mr. ANDERSON of Botetourt, and read a second time.

Mr. WILSON of Isle of Wight submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time; and the question being Shall the bill pass, was put, and decided in the affirmative—Ayes 92, noes 2.

AYES—Messrs. Kemper (speaker), F. T. Anderson, J. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Bradford, Buford, Burks, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, J. D. Davis, R. J. Davis, Dunn, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Friend, Garrison, George, Gordon, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Robertson, Rowan, Rutherford, P. C. Saunders, R. C. Saunders, Shannon, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Treadway, Vaiden, Vermillion, Walker, Ward, G. H. West, Williams, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wynne—92.

NOES—Messrs. Franklin and Grattan—2.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. ORGAIN,

Resolved, that the committee on military affairs, in any modification of the laws increasing the pay, emoluments and privileges of such of the twelve months' volunteers as may again enlist, be instructed to enquire also into the expediency of including those volunteers who enlisted for the same or a longer period, but who have been disbanded on account of their losses in battle, or from sickness and hardships incident to the service.

Mr. TREADWAY presented two petitions of citizens of Prince Edward, praying that the savings bank in said county might be allowed the privilege of issuing small notes; which was ordered to be referred to the committee on banks.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, being the order of the day, was taken up, and amended. Pending the consideration of which,

On motion of Mr. LYNN, the house adjourned until to-morrow, 12 o'clock.

## TUESDAY, DECEMBER 17, 1861.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

Mr. RUTHERFOORD, from the committee for courts of justice, presented a report, asking to be discharged from the further consideration of the petition of Cyrus Cross, jailor of Fauquier county, and that the same be referred to the committee on finance.

On motion of Mr. ROBERTSON,

Resolved, that so much of the governor's message as relates to the subject of currency, be referred to the committee on banks.

The SPEAKER laid before the house a communication from the board of public works, in relation to the improvement of New river; which was ordered to be laid on the table.

The SPEAKER laid before the house a letter from the honorable E. Louis Lowe, late governor of Maryland, in response to a resolution of the house of delegates, inviting him to a privileged seat on the floor of the hall of that body; which was read, and on motion of Mr. FLEMING, laid on the table, and five thousand extra copies ordered to be printed. Doc. No. 38.

No. 4. An engrossed bill to prevent extortion in salt, was taken up, on motion of Mr. ANDERSON of Rockbridge, and read a third time; and the question being—Shall the bill pass? Mr. ANDERSON of Rockbridge demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.



On motion of Mr. WALKER, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Bayse, Blue, Burks, Clarke, Crockett, Custis, J. D. Davis, Dunn, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, George, Hopkins, Hunter, Hunt, James, Johnson, Jordan, Kaufman, Kyle, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Pitman, Prince, Riddick, Rives, Robertson, Rowan, Shannon, Staples, Taylor, Thomas, Thrash, Treadway, Tyler, Vaiden, Vermillion, Walker, Ward, Woodhouse, Woodson, Woolfolk, Worsham and Wright—67.

NOES—Messrs. Bradford, Brooks, Buford, Cecil, J. J. Coleman, H. N. Coleman, Collier, Dabney, R. J. Davis, Friend, Garrison, Gilmer, Gordon, Grattan, Harrison, Irby, Jones, Laidley, A. W. McDonald, Newton, Noland, Richardson, Rutherford, P. C. Saunders, R. C. Saunders, Sheffey, Spady, Steger, Tate, Williams, J. L. Wilson, S. Wilson and Wooten—33.

A message was received from the senate by Mr. THOMAS, the senator from Henry, who informed the house of delegates that the senate had passed a resolution for a recess of that body: in which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. BUFORD,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of so amending the charter of the town of Danville, as to provide for increasing the number of aldermen to be elected for said town.

Mr. PAYNE presented the petition of Wm. M. Hume, sheriff of Fauquier county, praying to be released from the payment of certain damages adjudged against him, and to be refunded certain other damages adjudged against him; which was ordered to be referred to the committee on finance.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 12 o'clock.

## WEDNESDAY, DECEMBER 18, 1861.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

A joint resolution from the senate, for a recess of that body from Saturday the 21st inst. to the 2d of January 1862, was taken up.

Mr. GEORGE moved to amend the resolution by striking out the "2d of January," and inserting the "1st Monday of January 1862;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that Mr. GEORGE carry the same to the senate, and request their concurrence.

Mr. BASS, from the committee of claims, presented the following bill:

No. 16. A bill to refund to Edmund W. Bayley a sum of money erroneously paid by him into the treasury.

The SPEAKER laid before the house a communication from C. M.

Shaffer, a delegate elect from the county of Berkeley, resigning his seat in the house of delegates; which was ordered to be laid on the table.

On motion of Mr. NEWTON,

Resolved, that a select committee of seven be appointed to enquire what action (if any) ought to be taken by this house to encourage the manufacture of salt from sea water.

The SPEAKER announced the committee as follows: Messrs. Newton, Treadway, Sheffield, Collier, Saunders of Franklin, Bouldin and Steger.

On motion of Mr. EVANS,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill prohibiting the sale of ardent spirits, under any circumstances, to negroes, in any of the counties from which the militia may have been called out.

On motion of Mr. BASKERVILL,

Resolved; that the committee on finance be instructed to enquire into the expediency of refunding to C. R. Edmonson, late sheriff of Mecklenburg county, the amount of damages paid by him to the commonwealth; and also, whether he should not be paid the full amount of commissions allowed by law for collecting and promptly paying the revenue.

Mr. BASKERVILL presented the petition of C. R. Edmonson, late sheriff of Mecklenburg, in relation to the subject of the foregoing resolution.

On motion of Mr. McCAMANT,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the laws concerning western land titles, as will more effectually protect the right of loyal citizens of this commonwealth against the claims of alien enemies.

No. 2. A bill to amend and re-enact the 13th section of an act entitled an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg, and repealing all provisions contained in other acts relating to said company, inconsistent with this act, was taken up, on motion of Mr. FRIEND, and read a second time.

Mr. FRIEND submitted a substitute for the bill. Pending the consideration of which,

On motion of Mr. FRIEND, the bill and substitute were laid on the table.

On motion of Mr. ROBERTSON,

Resolved, that the committee on military affairs be enlarged, by the addition of five members thereto.

The SPEAKER announced the names of the following gentlemen, under the resolution: Messrs. Edmunds, Sheffield, Flood, George and Minor.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in cer-

tain cases, passed on the 30th day of April 1861, by the convention of Virginia, being unfinished business, was taken up, on motion of Mr. BURKS, and read a second time.

Mr. HARRISON submitted a substitute for the bill. Pending the consideration of which, the bill and substitute were laid on the table, and the substitute ordered to be printed.

No. 12. A bill authorizing the governor to make a requisition upon the salt works of Smyth and Washington counties, for one hundred thousand bushels of salt, to be distributed according to the necessities of the people of this commonwealth, upon their paying the cost thereof, was taken up, and amended, by adding the "towns of Fredericksburg, Strasburg and Danville" as depots for the distribution of salt.

Mr. FORBES moved to add "Warrenton." Pending the consideration of which, the bill was laid on the table.

No. 11. An engrossed bill amending the charter of the town of Fredericksburg, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. WARD,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill providing for the payment of certain claims due P. Kleptine, for furnishing colors for the use of the militia in the service of the state.

On motion of Mr. BLUE,

Resolved, that the committee on finance enquire into the expediency of providing by law for the assessment and collection of taxes in counties partially invaded by the public enemy, and where the revenue officers have failed or been prevented from performing their duties.

On motion of Mr. ORGAIN,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law so as to enable fiduciaries to collect so much of the interest due as may be necessary to pay the state and confederate taxes.

On motion of Mr. ANDERSON of Rockbridge,

Resolved, that so much of the governor's message as relates to the preparation and preservation of a complete and accurate list of our forces in the field, be referred to the committee on military affairs.

On motion of Mr. REID,

Resolved by the house of delegates (the senate concurring), that when the house adjourns on Saturday the 21st instant, it will adjourn until the first Monday in January next.

Ordered, that Mr. REID carry the same to the senate, and request their concurrence.

On motion of Mr. GRATTAN, for Mr. CUSTIS,

Resolved, that the committee on finance be instructed to enquire into the expediency of providing means for the relief of the loyal poor citizens of Elizabeth City county and the lower part of Warwick, now in the hands of the enemy.

On motion of Mr. WOOLFOLK,

Resolved, that the 19th section of article 4th of the constitution of Virginia be referred to the select committee on free negroes, with instructions that the said committee enquire into the expediency of reporting a bill carrying into effect the provisions of the said section.

On motion of Mr. RUTHERFOORD,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for the punishment of citizens who clandestinely and without authority attempt to pass the posts, guards or pickets of the army.

On motion of Mr. DAVIS,

Resolved, that the committee on finance enquire into the expediency of allowing to Francis Thornton, sheriff of the county of Campbell, in paying the taxes for the present year into the treasury, a credit for the amount of damages paid by him on the license tax of this year.

On motion of Mr. MURDAUGH,

Resolved, that the communications of the governor relating to the resignation of navy and army officers, laid on the table by order of the house, together with the report of the committee of the convention relating to that subject, adopted December 6, 1861, be referred to the committee on military affairs.

On motion of Mr. RIVES,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill confiscating all the rail road and bank stock owned by men who are enemies of the government, whether resident within or without the limits of the commonwealth.

Mr. NEWTON submitted the following preamble and resolution; and the question being on agreeing thereto, was put, and decided in the affirmative:

Whereas it hath pleased Almighty God, in his providence, to afflict the city of Charleston, S. C., with a terrible calamity, whereby thousands of her citizens have been rendered homeless and destitute, it becomes the representatives of the people of Virginia, bound as she is in the closest ties of affection and interest to South Carolina, engaged in a common struggle for liberty and independence, with one hope and one destiny, to tender our cordial sympathy to her suffering people, and to offer them some substantial evidence of the sincerity of our condolence:

Be it therefore resolved, that the committee on finance be instructed to report a bill appropriating the sum of \$50,000 for the relief of the sufferers by the late fire at Charleston, S. C.

The following bills were taken up, amended, and as amended read a second time, and ordered to be engrossed and read a third time:

No. 7. A bill to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg.

No. 8. A bill to compel turnpike and plank road companies to remove dead and dangerous timber.

No. 10. A bill to incorporate the Virginia chemical works.

The following bill (two-thirds concurring) was read a first and second times, and ordered to be engrossed and read a third time :

No. 15. A bill for the relief of John S. Carrell, James W. Gresham, administrator of George W. Flowers deceased, and William N. Kirk.

The following bills were read a first time, and ordered to be read a second time :

No. 13. A bill to suspend appropriations to works of internal improvement, heretofore made, until further legislation may be had.

No. 14. A bill to incorporate the Mutual life insurance company of Lynchburg.

No. 16. A bill to refund to Edmund W. Bayley a sum of money erroneously paid by him into the treasury.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick.

A message was received from the senate by Mr. NEWLON, who informed the house of delegates that the senate had passed a bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, No. 5 : in which they respectfully requested the concurrence of the house of delegates.

The following reports of committees were taken up and concurred in :

From the committee for courts of justice :

A report referring to the committee on finance a resolution relative to the expediency of increasing the pay allowed to sheriffs and sergeants for keeping and supporting slaves and other persons confined in jail.

A report as to the inexpediency of changing the law relative to the sale of ardent spirits.

A report on the petition of Cyrus Cross, jailor of Fauquier county, referring the same to the committee on finance.

From the committee on finance :

An adverse report to the petition of Archibald Davis, to have a sum of money refunded to him, paid by him on account of license tax.

An adverse report to petition of E. B. Bales, commissioner of the revenue for Lee county, asking to have refunded a sum of money erroneously charged against him.

An adverse report to a resolution on the same subject.

An adverse report to the petition of C. A. Baldwin & Co., asking that they may be permitted to sell goods in Richmond under the state license obtained by them for the county of Culpeper.

From the committee of propositions and grievances :

An adverse report to petition of Flora Jones, asking to enslave herself and child, the subject being controlled by former legislation.

A report referring to the committee on military affairs a resolution in relation to the construction of a military road from Tazewell courthouse to Cabell courthouse.

An adverse report to petition of citizens in relation to the boundaries of McDowell county.

The following reports from the committee of privileges and elections were recommitted to the said committee:

A report declaring the seat of. Williamson, the delegate elect from the election district of Gilmer, Calhoun, Wirt and a part of Roane vacant.

A report declaring the seat of Ratcliffe, the delegate elect from the county of Wayne vacant.

A message was received from the senate by Mr. WITTEN, who informed the house of delegates that the senate had passed house bill entitled an act to improve the navigation of New river, No. 6.

The SPEAKER laid before the house a communication from the governor in reference to reprieves and pardons; which was laid on the table and ordered to be printed. Doc. No. 40.

On motion of Mr. BASKERVILL,

Resolved, that leave be given to bring in a bill for the re-enactment of the ordinance of the convention, known as the stay law.

The SPEAKER announced the following committee: Messrs. Baskervill, Forbes, Burks, Rives and Murdaugh.

Subsequently, Mr. BASKERVILL, from the committee, presented the following bill:

No. 18. A bill to amend and re-enact the 8th section of an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed by the convention of Virginia on the 30th of April 1861.

Which said bill was read a first time, and ordered to be read a second time.

On motion of Mr. BASKERVILL (two-thirds concurring), the bill was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, on his further motion (two-thirds concurring), was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. CARTER, the house adjourned until to-morrow, 12 o'clock.

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#### THURSDAY, DECEMBER 19, 1861.

Prayer by Rev. Mr. Kepler of the Episcopal church.

A message from the senate, by their clerk, was read as follows:

IN SENATE, Dec. 18, 1861.

The senate have passed a bill entitled:

An act to incorporate the Shenandoah cotton manufacturing company in the county of Shenandoah, No. 6.

In which they respectfully request the concurrence of the house of delegates.

No. 6. A senate bill entitled an act to incorporate the Shenandoah cotton manufacturing company in the county of Shenandoah, was

read a first and second times, and on motion of **Mr. PITMAN**, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 6. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation of the senate from the 46th and 50th districts, was read a first and second times, and referred to the committee of privileges and elections.

**Mr. BLUE**, from the committee of privileges and elections, presented the following reports:

A report confirming a former report declaring the seat of **J. A. Williamson** of the counties of Gilmer, Wirt and Calhoun vacant.

A report confirming a former report declaring the seat of **Mr. Ratcliffe** from the county of Wayne vacant.

**Mr. COLLIER**, from the committee for courts of justice, to whom was referred a resolution instructing said committee to enquire into the expediency of modifying the usury laws, reported the following resolution:

Resolved, that it is inexpedient to legislate upon the subject.

**Mr. McCAMANT**, from the committee of propositions and grievances, presented the following report:

A report asking to be discharged from the consideration of house bill 152 of the last session, and that the same be referred to the committee on finance.

**Mr. NEWTON**, from the committee for schools and colleges, presented the following reports:

A report declaring it inexpedient to legislate upon the subject of a system of free schools for the education of poor and orphan children of soldiers, &c.

A report asking to be discharged from the consideration of a resolution in reference to the school quota of the county of Rappahannock.

**Mr. McCAMANT**, from the committee of propositions and grievances, presented the following bill:

No. 19. A bill constituting a part of New river a lawful fence.

**Mr. BARBOUR**, from the committee on finance, presented the following bill:

No. 20. A bill for the relief of the sufferers by the late fire at Charleston, S. C.

**Mr. ORGAIN**, from the committee on agriculture and manufactures, presented the following bill:

No. 21. A bill to incorporate the Windsor tanning and boot and shoe manufacturing company.

Which said several bills were subsequently read a first time, and ordered to be read a second time.

**Mr. NEWTON**, from the special committee on the subject of sea water salt, presented the following bill:

No. 22. A bill to encourage the production of salt from sea water; which was read a first and second times, and on motion of **Mr. NEWTON**, laid on the table and ordered to be printed.

Mr. ORGAIN, from the committee on agriculture and manufactures, to whom had been referred

No. 1. A senate bill entitled an act constituting part of New river a lawful fence, reported the same without amendment.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed house bill entitled an act to amend and re-enact the 8th section of an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed by the convention of Virginia on the 30th day of April 1861, No. 18.

A report of the committee on military affairs, asking to be discharged from the further consideration of a senate bill in relation to muster fines, and that the same be referred to the committee for courts of justice, was taken up and concurred in.

On motion of Mr. WEST,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of reporting a bill confiscating the bonds of the state of Virginia, now the property of the government of the United States, or held by it in trust, or which are now the property of a citizen or corporation of said government, or of any state adhering thereto, for the purpose of remunerating the citizens of Virginia who may have been or may hereafter be deprived of their property by the action of the government of the United States.

On motion of Mr. COLLIER,

Resolved, that the committee on finance enquire into the expediency of reporting a general law in conformity with the petition of Reuben Ragland.

Mr. COLLIER presented the petition of Reuben Ragland, praying the reissue of certain bonds of the state seized and held by the public enemy, and a prohibition of their payment to the present holders.

On motion of Mr. DUNN,

Resolved, that the committee on finance enquire into the propriety of remitting certain fines imposed upon Samuel S. Krimer, sheriff of Washington county.

On motion of Mr. BRADFORD,

Resolved, that the committee on finance enquire into the expediency of reporting a bill for the relief of the sheriff of Clarke county from the payment of fines imposed for failure to pay over the license tax within the period prescribed by law.

On motion of Mr. McDONALD of Wyoming,

Resolved, that the committee for courts of justice enquire into the expediency of passing an act for the protection of loyal citizens of Virginia claiming title to lands by virtue of a patent or by possession, in cases where said title is in conflict with the claims of alien enemies or disloyal citizens of the Confederate States.

On motion of Mr. WOOTTEN,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the expediency of authorizing Hughes Dillard of Franklin county to build a dam in Smith's river, Henry



county, for the purposes and in the manner specified in his petition herewith filed.

Mr. WOOTTEN presented the petition of Hughes Dillard, in relation to the subject of the foregoing resolution.

On motion of Mr. ROBERTSON,

Resolved, that so much of the report of the colonel of ordnance as refers to military affairs, be referred to that committee.

On motion of Mr. BOOTEN,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the propriety of transferring the interest of the state in that portion of the Luray and Front Royal turnpike extending from Leroy in Page county, to Conrad's store in Rockingham county, to the county courts of said counties.

On motion of Mr. MCKINNEY,

Resolved, that the committee on military affairs be requested to enquire into the expediency of exempting from military duty the overseers of infants, unmarried women and non-residents.

On motion of Mr. BOOTEN,

Resolved, that the committee on banks be instructed to enquire into the propriety of establishing a bank in the town of Luray.

On motion of Mr. BAKER,

Resolved, that the committee for courts of justice enquire into the expediency of extending the time now prescribed by law for the redemption of lands which may have been sold for taxes in counties now in the possession of the enemy.

On motion of Mr. BAKER,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for the punishment of rail road engineers and other employees, for such acts of gross negligence and carelessness on their part as result in destruction of life or property.

On motion of Mr. WOODHOUSE,

Resolved, that the committee of privileges and elections be instructed to enquire into the expediency of reporting a bill to authorize the clerks of the two houses of the general assembly to administer the oath of office to the members of their respective bodies.

The following engrossed bills were read a third time and passed:

No. 7. An engrossed bill to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg.

No. 8. An engrossed bill to compel turnpike and plank road companies to remove dead and dangerous timber, and to keep their roads in order.

No. 10. An engrossed bill to incorporate the Virginia chemical works.

No. 15. An engrossed bill for the relief of John S. Carrell, James W. Gresham, administrator of George W. Flowers, and William W. Kirk.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, Clarke, J. J.

Coleman, H. N. Coleman, Collier, Crockett, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, George, Gillespie, Gilmer, Gordon, Grattan, Harrison, Hunter, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, P. C. Saunders, Shannon, Sheffey, Spady, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—95.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. MALLORY, the house adjourned until to-morrow, 12 o'clock.

### FRIDAY, DECEMBER 20, 1861.

Prayer by Rev. Mr. Deshiel of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Dec. 19, 1861.

The senate have passed house bill, entitled:

An act to amend and re-enact the 4th section of chapter 10 of an act to incorporate the Virginia canal company, and to transfer the rights and franchises of the James river and Kanawha company thereto, No. 3.

And they have agreed to the resolution from the house of delegates, for a recess of said body, and also to the amendment proposed by the house of delegates to the resolution for a recess of the senate.

Mr. BLUE, from the committee of privileges and elections, presented the following bill:

No. 23. A bill providing for the qualification of members of the senate and house of delegates.

Mr. BLUE, from the same committee, to whom had been referred

No. 5. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, reported the same with amendments.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 24. A bill entitled an act appropriating money to finish and repair the road from Tazewell courthouse to Chapmansville in Logan county.

Mr. BASS, from the committee of claims, presented the following report:

A report as to the expediency of reporting a bill for the relief of Thomas E. Simms, asking that the resolution of enquiry be referred to the committee on military affairs.

The report was concurred in.

Mr. BARBOUR, from the committee on finance, presented an adverse report to a resolution of enquiry as to the expediency of in-

creasing the amount at present allowed to sheriffs and sergeants for keeping and supporting any slave or other person confined in jail.

On motion of Mr. PRINCE,

Resolved, that the committee on agriculture and manufactures enquire into the expediency of authorizing the governor to offer a bounty, during the war, either for the manufacture or importation of cotton and wool cards, shoes, shoe thread, leather, or any other article which, in the opinion of the governor, may be of indispensable necessity during the said period.

On motion of Mr. GEORGE,

Resolved, that the committee on banks be instructed to enquire into the expediency of amending the law establishing the branch bank of the Northwestern Bank of Virginia at Jeffersonville.

On motion of Mr. BASS,

Resolved, that the committee on finance be instructed to enquire into the expediency of increasing the salary of the clerk of accounts in the first auditor's office.

On motion of Mr. FLOOD,

Resolved, that the committee on banks enquire into the expediency of releasing from the penalties of the law, savings banks, for having issued notes as a currency, and individuals, for receiving and passing the notes of said banks, imposing a condition upon said banks to make no further issue of such notes.

On motion of Mr. DABNEY,

Resolved, that leave be given to withdraw from the files of the house of delegates of extra session 1861, bill 67, and that the same be referred to the committee on finance.

On motion of Mr. LYNN,

Resolved, that the committee on finance enquire into the expediency of increasing the allowance to the jailor of Prince William county for keeping prisoners.

Mr. COLLIER, from the select committee to confer with the president of the Confederate States relative to the release of salt held by the Confederate States, presented a report; which was read, and on his motion, laid on the table and ordered to be printed. Doc. No. 39.

On motion of Mr. SPADY,

Resolved, that the committee for courts of justice enquire into the expediency of amending the 26th section of chapter 192 of the Code of 1861.

No. 20. A bill for the relief of the sufferers by the late fire at Charleston, South Carolina, was taken up, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed (two-thirds concurring), was read a third time and passed—ayes 82, noes 13.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Bass, Blue, Booten, Bradford, Buford, Burks, Carter, Cazenove, Collier, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Friend, Garrison, George, Gillespie, Gilmer, Grattan, Harrison, Hopkins, Hunter, Irby, James, Jones, Jordan, Kaufman, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, McKinney, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, P. C. Saunders, R. C. Saunders, Shannon, Shessey,

Spady, Steger, Tate, Taylor, Thomas, Tomlin, Tyler, Vermillion, Walker, Ward, West, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Worsham, Wright and Wynne—82.  
 YEAS—Messrs. Bayse, Clarke, J. J. Coleman, Dunn, Ewing, Franklin, Hunt, Kyle, A. W. McDonald, I. E. McDonald, McLaughlin, Williams and J. L. Wilson—13.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

On motion of Mr. WYNNE,

Resolved, that a joint committee of the two houses be raised to consider what arrangements should be made for the proper accommodation of the senate and house of representatives of the Confederate States.

Ordered, that Mr. WYNNE carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had agreed to the resolution from the house of delegates in relation to the election of senators to the congress of the Confederate States, with an amendment: in which they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. DICKINSON, the senator from Prince Edward, who informed the house of delegates that the senate had agreed to a resolution to authorize the joint committee appointed to confer with the lessees of the salt works of Smyth and Washington counties, to send a deputation to said works: in which they respectfully requested the concurrence of the house of delegates.

No. 1. A senate bill entitled an act constituting part of New river a lawful fence, was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

The following bills were read a second time, and on motions severally made, laid on the table:

No. 13. A bill to suspend appropriations for works of internal improvement, heretofore made, until further legislation may be had.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 14. A bill to incorporate the mutual life insurance company of Lynchburg.

No. 16. A bill to refund to Edward W. Bayley a sum of money erroneously paid by him into the treasury.

No. 19. A bill constituting a part of New river a lawful fence.

No. 21. A bill to incorporate the Windsor tanning and boot and shoe manufacturing company.

No. 22. A bill to encourage the production of salt from sea water, was taken up and read a second time; and being forthwith engrossed (two-thirds concurring), was read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 75, noes 19.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Bass, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Carter, J. J. Coleman, Collier, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gilmer, Harrison, Hopkins, Hunter, Hunt, Irby, Jones, Jordan, Kaufman, Lynn, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Rowan, P. C. Saunders, R. C. Saunders, Sheffey, Spady, Steger, Tate, Taylor, Tomlin, Tyler, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wright—75.

**NOES**—Messrs. Barbour, Bayse, Burks, Cazenove, Clarke, Crockett, Dunn, Ewing, Forbes, George, Johnson, Kyle, Laidley, Lively, I. E. McDonald, Robertson, Shannon, Thomas and Vermillion—19.

Seventy-seven members not having voted in favor of the bill,

Resolved, that said bill be rejected.

On motion of Mr. CAZENOVE, the rule was suspended, with a view to reconsider the vote by which the bill was rejected; and the question again being—Shall the bill pass? the roll was called, with the following result—Ayes 80, noes 16.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Bass, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Carter, Cazenove, J. J. Coleman, Collier, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gilmer, Grattan, Harrison, Hopkins, Hunter, Hunt, Irby, Jones, Jordan, Kaufman, Kyle, Lively, Lynn, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Rowan, P. C. Saunders, R. C. Saunders, Sheffey, Spady, Steger, Tate, Taylor, Tomlin, Tyler, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wright—80.

**NOES**—Messrs. Barbour, Bayse, Burks, Clarke, Crockett, Dunn, Ewing, Forbes, George, Gillespie, Johnson, Laidley, I. E. McDonald, Robertson, Shannon and Vermillion—16.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. WOODSON, the house adjourned until to-morrow, 12 o'clock.

## SATURDAY, DECEMBER 21, 1861.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

An amendment proposed by the senate to a joint resolution from the house for the election of senators to the congress of the Confederate States, was taken up and concurred in.

A joint resolution from the senate to authorize the joint committee appointed to confer with the lessees of Washington and Smyth county salt works, to send a deputation to said works, was taken up and agreed to.

A message was received from the senate by Mr. THOMPSON, who informed the house of delegates that the senate had agreed to a resolution from the house providing for arrangements for the proper accommodation of the congress of the Confederate States, with an amendment.

The amendment was concurred in.

The resolution, as amended, is as follows:

Resolved by the general assembly, that the governor of Virginia

be and he is hereby authorized to provide suitable accommodations within the capitol for the sessions of the congress of the Confederate States: provided, that the same shall not materially interfere with the sessions of the general assembly, and until the congress shall have time to procure more convenient accommodations.

Ordered, that the clerk inform the senate thereof.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from James C. Bruce, president of the board of visitors of the Virginia military institute; which were read, laid on the table and ordered to be printed. Doc. No. 41.

The SPEAKER laid before the house a communication from the governor, enclosing the annual report of the board of visitors of the Virginia military institute; which were laid on the table and ordered to be printed. Doc. No. 11.

No. 5. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, with the amendments proposed thereto by the committee of privileges and elections, was taken up, and on motion of Mr. NEWTON, laid on the table.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 24. A bill to suspend the operation of an ordinance of the convention entitled an ordinance for organizing the militia; which was read a first time, and ordered to be read a second time.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had passed house bill entitled an act to incorporate the Virginia chemical works, No. 10.

Mr. HUNTER submitted the following resolution:

Resolved, that the SPEAKER be directed to issue writs of election to supply the vacancies in the representation in this house for the counties of Ohio, Preston, Marshall, Monongalia, Harrison, Marion, Kanawha, Brooke, Hancock, Wetzel, Taylor, Upshur, Lewis, Wood, Putnam, Mason and Wayne, and for the electoral districts composed of the counties of Ritchie and Pleasants, of Doddridge and Tyler, of Jackson and Roane, and of Gilmer, Calhoun, Wirt and a part of Roane; and that he fix Wednesday the 8th day of January 1862 for holding said elections.

Mr. GRATTAN submitted the following amendment:

"Provided said elections be held at the places, in the manner and under the forms now prescribed by the law and the constitution."

The question being on agreeing to the amendment, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended; pending the consideration of which, no quorum appearing,

On motion of Mr. GRATTAN, the house adjourned until Monday the 6th of January, at 12 o'clock.

MONDAY, JANUARY 6, 1862.

Prayer by Rev. Dr. Jeter of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Dec. 21, 1861.

The senate have passed a bill entitled:

An act to amend the 4th section of an act entitled an act to incorporate the Danville manufacturing company, passed March 17th, 1860, No. 11.

In which they respectfully request the concurrence of the house of delegates.

No. 11. A senate bill entitled an act to amend the 4th section of an act entitled an act to incorporate the Danville manufacturing company, was read a first and second times, and referred to the committee on agriculture and manufactures.

The SPEAKER laid before the house a communication from the governor, enclosing certain resolutions adopted by the general assembly of the state of Georgia.

On motion of Mr. McCAMANT, the message and resolutions were laid on the table and ordered to be printed, and the resolutions referred to the committee on military affairs. Doc. No. 42.

The SPEAKER laid before the house a communication from the governor, enclosing the resignations of James Boggs, the delegate from the county of Pendleton, and John Gatewood, a delegate from the county of Shenandoah.

On motion of Mr. RUTHERFOORD,

Resolved, that the SPEAKER of this house be requested to issue a writ of election to supply the vacancy in the representation of Pendleton county, caused by the resignation of James Boggs.

On motion of Mr. ROBERTSON,

Resolved, that the resignation of John Gatewood be referred to the committee of privileges and elections.

Mr. ROBERTSON presented the petition of Samuel Freeman, superintendent of public buildings, praying an increase of salary; which was ordered to be referred to the committee on finance.

Mr. EGGLESTON presented the petition of citizens of Giles county, praying that a portion of New river be declared a lawful fence; which was ordered to be referred to the committee of propositions and grievances.

Mr. GEORGE presented the petition of Bartley Rose and others, praying that the said Bartley Rose might be released as surety of Joseph Lester, late sheriff of Wyoming county; which was ordered to be referred to the committee on finance.

On motion of Mr. BRADFORD,

Resolved, that the committee on finance enquire into the expediency of reporting a bill authorizing the payment of interest due on the coupons of the Chesapeake and Ohio canal company guaranteed by the state of Virginia.

Mr. BARBOUR submitted the following preamble and resolutions; and the question being on agreeing thereto, was put, and decided in the affirmative:

Whereas the manufacture of saltpetre and other munitions of war is of prime necessity to the Confederate States: and whereas the general assembly are anxious to afford every facility in their power to enterprising and patriotic citizens engaged in said manufacture: and whereas it has been represented to the general assembly that the free negro population of the state may be used advantageously in said manufacture by persons residing outside of the limits of Virginia, by voluntary agreements on their part: Therefore,

Resolved by the general assembly, that J. Marshall McCue, or any other citizen of the commonwealth engaged in the manufacture of saltpetre, or other munitions of war, be authorized to carry out of the state of Virginia to any other state in the Confederacy, any number of free negroes, for the purpose of manufacturing saltpetre or other munitions of war.

Be it further resolved, that at the expiration of the term for which said negroes may agree to hire themselves, liberty is reserved to them to return to the commonwealth of Virginia.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BUFORD presented the petition of sundry citizens of Pittsylvania, praying for legislation to protect the wool growing interests of the state; which was ordered to be referred to the committee on agriculture and manufactures.

On motion of Mr. BRADFORD, the house adjourned until to-morrow, 12 o'clock.

TUESDAY, JANUARY 7, 1862.

Prayer by Rev. Mr. Jeter of the Baptist church.

The SPEAKER laid before the house a letter from the Hon. T. N. Waul, chairman of the committee of arrangements on the part of the provisional congress to superintend the funeral of the Hon. John Hemphill, late a member of congress from the state of Texas, inviting the speaker and members of the house of delegates to attend the funeral ceremonies.

On motion of Mr. BURKS, the invitation was accepted.

After the funeral ceremonies were concluded, the house reassembled.

The SPEAKER laid before the house a communication from the governor, enclosing certain resolutions and a bill adopted by the general assembly of Georgia, which were read; and on motion of Mr. ANDERSON of Botetourt, referred to the special committee on the subject of extortion in articles of prime necessity.



On motion of Mr. BARBOUR,

Resolved, that the committee on agriculture and manufactures be instructed to enquire into the expediency of incorporating the Catharine furnace company in the county of Spotsylvania.

On motion of Mr. CARPENTER,

Resolved, that leave be given to withdraw from the files of the last house the petition and accompanying documents of Thomas McCormick, and that the same be referred to the committee of claims.

Mr. CAZENOVE presented the petition of S. Hartley, praying that the amount paid by him for state license for the county of Alexandria, for the year ending 1st May 1862, may be refunded to him; which was referred to the committee on finance.

Mr. COLEMAN presented the petition of Alfred Beckley, brigadier general commanding 27th brigade, militia of Virginia; which was referred to the committee on military affairs.

On motion of Mr. HARRISON,

Resolved, that the committee for courts of justice enquire into and report by bill or otherwise what legislation may be necessary to provide adequate protection against infractions of the rights guaranteed to citizens of this commonwealth by the seventh, eighth and tenth sections of the bill of rights of Virginia, and by the fourteenth, fifteenth, sixteenth and seventeenth clauses of the ninth section of the first article of the constitution of the Confederate States.

On motion of Mr. KAUFMAN,

Resolved, that the committee on military affairs enquire into the expediency of so amending the militia law that companies shall not consist of less than eighty-five and not more than one hundred rank and file.

On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for compensating the sergeant of the city of Richmond for services rendered by him in cases of the commonwealth.

On motion of Mr. HARRISON,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the 8th section of chapter 151 of the Code of Virginia, as to provide for the indemnity of the officer taking possession of any property under the provisions of said section.

On motion of Mr. CARPENTER,

Resolved, that the committee on finance enquire into the expediency of imposing a tax on dogs in the county of Alleghany.

No. 16. An engrossed bill to refund to Edmund W. Bayly a sum of money erroneously paid by him into the treasury, was read a third time, and on motion of Mr. GARRISON laid on the table.

The following engrossed bills were read a third time and passed:

No. 19. An engrossed bill constituting a part of New river a lawful fence.

No. 21. An engrossed bill to incorporate the Windsor tanning and boot and shoe manufacturing company.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 25. A bill to suspend the operation of an ordinance of the convention entitled an ordinance for organizing the militia, was read a second time, and ordered to be engrossed and read a third time.

No. 5. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, with the amendments proposed thereto by the committee of privileges and elections, was taken up; and on motion of Mr. FORBES, laid on the table and ordered to be printed.

No. 23. A bill providing for the qualification of members of the senate and house of delegates, was read a first time, and ordered to be read a second time.

No. 24. A bill appropriating money to finish and repair the road from Tazewell courthouse to Chapmansville in Logan county, was read a first time, and ordered to be read a second time.

Mr. ANDERSON of Botetourt moved that the bill be again read this day.

Mr. WILSON of Isle of Wight moved as an amendment thereto, that the bill be recommitted to the committee on military affairs, with instructions to report the facts upon which the bill was reported; and the question being on agreeing thereto, was put; and it appearing that no quorum voted,

On motion of Mr. MURDAUGH, the house adjourned until tomorrow, 12 o'clock.

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### WEDNESDAY, JANUARY 8, 1862.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, Jan. 7, 1862.

The senate have passed a bill entitled :

An act to amend the 2d and 5th sections of an act entitled an act incorporating the James river insurance company at Howardsville, in the county of Albemarle, passed the 31st January 1860, No. 15.

And they have agreed to resolutions approving the declarations of sentiment and purpose contained in certain joint resolutions of the legislature of Georgia, and affirming and adopting the same.

In which they respectfully request the concurrence of the house of delegates.

No. 15. A senate bill entitled an act to amend the 2d and 5th sections of an act entitled an act incorporating the James river insurance company at Howardsville, in the county of Albemarle, passed 31st January 1860, was read a first and second times, and on motion of Mr. MINOR, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

Joint resolutions approving the declarations of sentiment and purpose contained in certain joint resolutions of the legislature of Georgia, and affirming and adopting the same, were concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. TOMLIN, from the committee of privileges and elections, to whom had been referred a letter from John Gatewood, a delegate from the county of Shenandoah, resigning his seat in the house of delegates, presented a report; which was laid on the table, and ordered to be printed. Doc. No. 43.

Mr. BARBOUR, from the committee on finance, presented the following bills:

No. 26. A bill to refund a sum of money to George R. Baylor, paid for a license tax.

No. 27. A bill refunding to R. H. Maury taxes improperly assessed against him in Nicholas county.

Which said bills were subsequently read a first time, and ordered to be read a second time.

The SPEAKER laid before the house a memorial of certain citizens of Jackson county, in reference to the vacancy existing in the election district of which Jackson forms a part; which, on motion, was laid on the table.

On motion of Mr. TOMLIN,

Resolved, that the committee on finance enquire into the expediency of imposing a tax on sutlers, commensurate with their extortionate prices.

On motion of Mr. BASS,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of appropriating a sum of money out of the treasury for the purpose of constructing and testing a trial cannon lately invented by Dr. M. Jeter of Roanoke county.

On motion of Mr. KYLE,

Resolved, that the committee on finance enquire into the expediency of refunding to William Wilkinson a certain sum of money paid under an erroneous assessment of a tract of land in the county of Carroll.

On motion of Mr. BOOTEN,

Resolved, that the committee for courts of justice enquire into the expediency of increasing the penalties imposed upon persons who attempt to pass themselves off as officers of the confederate army, for the purpose of imposing upon the public, either in the purchase of stock, or any thing whatever, with the view of making a cheaper purchase for purposes of speculation.

On motion of Mr. GREEN,

Resolved, that the committee for courts of justice be instructed to enquire whether the commandants of military encampments have heretofore performed the duties imposed on them by the ordinance of the convention, directing polls to be opened in the military encampments in elections for members of congress and of the legislature, and whether any legislation is necessary to enforce the performance of such duties in future.

On motion of Mr. BAKER,

Resolved, that the committee of propositions and grievances enquire into the expediency of so amending the 17th section of the act passed on the 15th March 1858, incorporating the Atlantic show factory company, as to extend the period within which the said company are required to commence the running of a vessel or vessels upon the line established by the act.

On motion of Mr. WARD,

Resolved, that the committee on banks enquire into the expediency of reporting a bill so amending the existing law as to provide that three directors shall be sufficient to constitute a board for the transaction of business.

On motion of Mr. COLLIER,

Resolved, that the committee on agriculture and manufactures enquire into the expediency of changing the name of the Petersburg car, locomotive and agricultural implements works.

On motion of Mr. FLOOD,

Resolved, that the committee on military affairs enquire, if any, what departments and officers connected with the military organization of this commonwealth may be advantageously dispensed with.

On motion of Mr. EVANS,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to Lewis Jones, jr. and John E. Segar & Co. a sum of money paid by them on account of license tax.

On motion of Mr. SAUNDERS of Campbell,

Resolved, that the committee on the penitentiary be instructed to enquire into the expediency of reporting a bill allowing the military authorities the use of the penitentiary for the punishment of men convicted by courts martial of a certain class of offences.

On motion of Mr. MONTAGUE,

Resolved, that leave be given to withdraw from the files of this house, bill 225 of last session, and that the same be referred to the committee of roads and internal navigation.

On motion of Mr. TYLER,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill authorizing the governor of this commonwealth to restore to John Washington of Caroline county a negro slave named Richmond.

Mr. DAVIS presented the petition of citizens of Lynchburg, for the release of the Lynchburg savings bank from the penalties of the law against issuing notes as a currency; which was referred to the committee on banks.

Mr. BARBOUR presented the petition of John Kelly, praying relief as to a contract with the board of public works; which was ordered to be referred to the committee on finance.

A message was received from the senate by Mr. CHRISTIAN, the senator from Augusta, who informed the house of delegates that the senate had agreed to a joint resolution for a joint committee to confer with the confederate authorities, and devise measures for defence

in western Virginia against the invasion of the enemy : in which they respectfully requested the concurrence of the house of delegates.

The resolution was agreed to.

Ordered, that the clerk inform the senate thereof.

The SPEAKER announced the following committee under the resolution: Messrs. Hunter, Sheffey, Garrison, Apderson of Botetourt, Wilson of Norfolk, Mathews and Crockett.

Mr. DAVIS presented the petition of the securities of Robert O. Doss, late sheriff of Campbell county, praying that the sum of \$480, paid into the treasury by mistake, may be refunded to him ; which was referred to the committee on finance.

No. 23. A bill providing for the qualification of members of the senate and house of delegates, was taken up and read a second time.

Mr. TOMLIN submitted a substitute for the bill ; and on motion of Mr. WILSON, the bill and substitute were laid on the table and ordered to be printed.

No. 16. An engrossed bill to refund to Edmund W. Bayly a sum of money erroneously paid by him into the treasury, was read a third time and passed—Ayes 93.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Booten, Bouldin, Bradford, Buford, Burks, Carpenter, Casenove, Clarke, J. J. Coleman, Collier, Crockett, Custis, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Mathews, McCamant, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Richardson, Riddick, Robertson, Robinson, Rutherford, P. C. Saunders, B. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Steger, Tate, Taylor, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wooten, Worsham and Wynne—93.

No. 25. An engrossed bill to suspend the operation of an ordinance of convention entitled an ordinance organizing the militia, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. ANDERSON of Rockbridge,

Resolved, that the report of the committee to confer with the president of the Confederate States in reference to salt, be referred to the special committee on extortions.

Mr. BASS presented the petition of sundry citizens of Roanoke, asking the passage of a law to prohibit or limit the distillation of grain into whisky, where it is likely to produce a scarcity, and thereby cause suffering amongst the poor ; which was referred to the committee on agriculture and manufactures.

No. 24. A bill appropriating money to finish and repair the road from Tazewell courthouse to Chapmansville in Logan county, was read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. BURKS, the house adjourned until to-morrow, 12 o'clock.

THURSDAY, JANUARY 9, 1862.

Prayer by Rev. Dr. Jeter of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE. Jan. 8, 1862.

The senate have passed a bill entitled:

An act to amend the 5th section of chapter 13 of the Code, in relation to administering the oaths to be taken by the members of the two houses of the general assembly, No. 14.

An act to amend and re-enact the 13th section of chapter 42 of the Code (edition of 1860), so as more effectually to regulate the sales of real estate under executions in favor of the commonwealth, No. 13.

In which they respectfully request the concurrence of the house of delegates.

No. 13. A senate bill entitled an act to amend and re-enact the 13th section of chapter 42 of the Code (edition of 1860), so as more effectually to regulate the sales of real estate under executions in favor of the commonwealth, was read a first and second times, and referred to the committee for courts of justice.

No. 14. A senate bill entitled an act to amend the 5th section of chapter 13 of the Code, in relation to administering the oaths to be taken by the members of the two houses of the general assembly, was read a first and second times, and referred to the committee of privileges and elections.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred

No. 3. A senate bill entitled an act to authorize county and corporation courts to certify insolvent muster fines in certain cases, presented a report asking that the same be referred to the committee on military affairs.

The report was concurred in.

Mr. RUTHERFOORD, from the same committee, presented the following bill:

No. 28. A bill to reduce into slavery emancipated slaves who have forfeited their freedom by remaining in the commonwealth more than 12 months after they become free.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill:

No. 29. A bill to amend an act entitled an act to incorporate the Atlantic steam ferry company.

Mr. SHEFFEY, from the committee of roads and internal navigation, presented the following bill:

No. 30. A bill to authorize Hughes Dillard to erect a dam half across Smith's river in the county of Henry, in a manner not inconsistent with the rights of the Smith's river navigation company.

Mr. BARBOUR, from the committee on finance, presented the following bills:

No. 32. A bill to amend and re-enact an act entitled an act refunding to Moses G. Booth damages paid by him as surety of Sam'l S. Turner, late sheriff of Franklin county, passed March 19, 1861.

No. 32\*. A bill increasing the salary of Joseph Jackson, clerk of accounts in the office of the auditor of public accounts;

Which said bills were subsequently read a first time, and ordered to be read a second time.

Mr. BARBOUR, from the same committee, presented an adverse report to a resolution as to the expediency of directing the commissioner of the revenue of Isle of Wight county to reassess the mill property of Robt. J. and Wm. Neely in said county.

The SPEAKER laid before the house a communication from the governor, in relation to a clerk in the office of the adjutant general; which was referred to the committee on finance, and ordered to be printed. Doc. No. 44.

Mr. EWING presented the petition of John H. Allen, praying that certain fines and damages paid by him as sheriff of Lee county, and by his securities, be refunded to him and them; which was referred to the committee on finance.

On motion of Mr. JONES,

Resolved, that the committee on finance enquire into the expediency of refunding to Robert C. Selden the tax paid by him on certain bonds due him in the state of New York,

On motion of Mr. ROBINSON of Berkeley,

Resolved, that the committee on military affairs enquire into the expediency of constructing a rail road from the town of Winchester in the county of Frederick, to the town of Martinsburg in the county of Berkeley, as a military necessity as well as a public convenience.

On motion of Mr. JAMES,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill to regulate by law the charges of express companies upon the different rail roads of Virginia.

No. 14. An engrossed bill entitled an act to incorporate the mutual life insurance company of Lynchburg, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 24. An engrossed bill appropriating money to finish and repair the road from Tazewell courthouse to Chapmansville in Logan county, was read a third time, and on motion, laid on the table.

No. 26. A bill to refund a sum of money to George R. Baylor, paid for a license tax, was read a second time, and on motion of Mr. TOMLIN, laid on the table.

No. 27. A bill refunding to R. H. Maury taxes improperly assessed against him in Nicholas county, was read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. GILMER,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the 7th and 8th sections of chapter 132 of the Code of 1860, as to relieve fiduciaries who are engaged in the

military service of this state or the Confederate States, from a forfeiture of commissions.

On motion of Mr. BASKERVILL,

Resolved, that the committee of schools and colleges enquire into the expediency of so amending the charter of Randolph Macon college, as to authorize the institution of a military department.

On motion of Mr. RIVES,

Resolved, that the governor of this commonwealth be requested to inform this house whether any portion of the twenty-five thousand dollars, appropriated at the last session for the completion of the Northwestern lunatic asylum, has been used for that purpose.

On motion of Mr. HARRISON,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill amending chapter 107 of the Code of Virginia, so as to make the same conform to the constitution.

Mr. WRIGHT presented the proceedings of a public meeting in King & Queen county, relative to the assumption by the legislature, of Virginia's quota of the war tax; which was referred to the committee on finance.

Mr. DANIEL presented the petition of citizens of King George county, praying a change in the Code in relation to land held by religious associations; which was ordered to be referred to the committee for courts of justice.

On motion of Mr. WOODHOUSE, the house adjourned until tomorrow, 12 o'clock.

### FRIDAY, JANUARY 10, 1862.

Prayer by Rev. Dr. Jeter of the Baptist church.

A message from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 9, 1862.

The senate have agreed to the resolution from the house of delegates authorizing free negroes to be carried out of the state to be engaged in the manufacture of saltpetre and other munitions of war.

Mr. BARBOUR, from the committee on finance, presented the following bill:

No. 33. A bill compensating George Duffey, late commissioner of the revenue for the city of Alexandria, for services performed.

Mr. BARBOUR, from the same committee, presented the following reports:

An adverse report to a resolution to enquire into the expediency of refunding to C. R. Edmundson, late sheriff of Mecklenburg county, the amount of damages paid by him to the commonwealth.

An adverse report to a resolution to enquire into the expediency of refunding to Lewis Jones, jr. and John E. Segar & Co. a sum of money paid by them on account of license tax.



The SPEAKER laid before the house the following communication from the governor, in answer to a resolution of the house; which was referred to the committee on lunatic asylums:

EXECUTIVE DEPARTMENT, Jan. 10, 1862.

*Gentlemen of the House of Delegates:*

In answer to your resolution adopted yesterday, I have the honor to state, that no portion of the appropriation made at the last session for the Western lunatic asylum, has been drawn from the treasury.

Respectfully,

JOHN LETCHER.

The SPEAKER announced that two errors existed in the printed journal of the house: 1st, that the name of Mr. BROOKS of Franklin was omitted from the list of the committee of claims; and 2d, that the name of Mr. BURKS, a member of the committee for courts of justice, was printed *Banks*.

The journal was ordered to be corrected accordingly.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the expediency of providing by law for the sale of the stock of the state in turnpikes and plank roads.

On motion of Mr. ROBINSON of Berkeley,

Resolved, that the committee on finance enquire into the expediency of allowing the sheriff of Berkeley county a longer period than two years, within which he may distress for taxes and levies not returned delinquent—a portion of said county being so far under the control of the public enemy as to prevent him from enforcing payment of said taxes and levies within the time now prescribed by law.

Mr. GREEN submitted the following resolutions:

1. Resolved, that the house of delegates, by virtue of the ordinance adopted by the convention of Virginia on the 4th day of December 1861, has authority to elect members to fill such vacancies in its own body during the present war as cannot, by reason of the presence of the enemy, be filled in the manner prescribed by the constitution and laws.

2. Resolved, that the vacancies now existing in the representation of the counties and election districts cannot, by reason of the presence of the public enemy, be filled in the manner prescribed by the constitution and laws.

3. Resolved, that it is the duty of the house, as early as practicable, to elect members to fill said vacancies.

4. Resolved, therefore, that the house will, on the day of the present month, proceed to elect members to fill said vacancies till the next regular election, or till such time as said vacancies can be filled in the manner prescribed by the constitution.

And the question being on agreeing thereto, Mr. BURKS asked a division of the question.

The question being on agreeing to the first resolution, was put, and decided in the negative—Ayes 29, noes 71.

On motion of Mr. GREEN, the vote was recorded as follows :

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baskerville, Burks, Cazenove, Clarke, Collier, Daniel, Garrison, Gillespie, Green, Hopkins, Hunt, James, Johnson, Jordan, Kaufman, Lundy, I. E. McDonald, McLaughlin, Orgain, Pitman, Richardson, Robinson, Rutherford, Shannon, Sherrard, Small and Woodson—29.

**NOES**—Messrs. E. T. Anderson, Baker, Barbour, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Carter, J. J. Coleman, H. N. Coleman, Crockett, Custis, Dabney, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, George, Gilmer, Grattan, Harrison, Hunter, Irby, Jones, Kyle, Laidley, Mathews, McCamant, McKinney, Minor, Montague, Murdaugh, R. E. Nelson, Newton, Prince, Riddick, Rives, Robertson, P. C. Saunders, R. C. Saunders, Sheffey, Spady, Steger, Tate, Taylor, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Wootten, Worsham, Wright and Wynne—71.

The question being on agreeing to the second resolution, on motion of Mr. SHEFFEY, the resolutions were laid upon the table.

On motion of Mr. BUFORD, the rule was suspended, with a view to reconsider the vote rejecting the first resolution.

Mr. BRADFORD submitted a substitute therefor; and on motion, the substitute and resolution were laid on the table.

On motion of Mr. CAZENOVE,

Resolved, that the committee on finance enquire into the expediency of relieving the loyal citizens of Alexandria from taxation during the occupancy of said county by the public enemy.

On motion of Mr. ROBERTSON,

Resolved, that the committee on banks enquire into the expediency of reporting a bill to revive and extend an ordinance of the convention, passed 26th April 1861, authorizing the banks to issue small notes.

Mr. ROBERTSON presented the memorial of Duff Green, asking the passage of an act to amend the charter of the American agency, passed 29th March 1861; which was ordered to be referred to the committee on banks.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the paymaster of the Virginia forces be directed to furnish the committee on military affairs a statement, as far as may be in his power, showing the number by companies, of the 12 months volunteers mustered into service, the number of such volunteers now in the field, and where stationed, and the times when their respective terms of service will expire.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 12 o'clock.

SATURDAY, JANUARY 11, 1862.

Prayer by Rev. Dr. Jeter of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 10, 1862.

The senate have passed house bill to compel turnpike and plank road companies to remove dead and dangerous timber, and to keep their roads in order, No. 8, with amendments.

And house bill entitled an act amending the charter of the town of Fredericksburg, No. 11.

They have also passed a bill entitled an act incorporating the Virginia anthracite coal and iron company, No. 16.

And have agreed to a joint resolution in relation to changing the office of the Southern protection insurance company, and also its place of meeting.

In which bill and resolution they respectfully request the concurrence of the house of delegates.

The amendments proposed by the senate to house bill entitled an act to compel turnpike and plank road companies to remove dead and dangerous timber, and to keep their road in order, were agreed to.

Ordered that the clerk inform the senate thereof.

No. 16. A senate bill entitled an act incorporating the Virginia anthracite coal and iron company, was read a first and second times, and ordered to be referred to the committee on agriculture and manufactures.

A joint resolution in relation to changing the office of the Southern protection insurance company, and also the place of meeting, was taken up and agreed to.

Ordered that the clerk inform the senate thereof.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bills:

No. 34. A bill amending and re-enacting section 12 of chapter 77 of the Code of Virginia.

No. 35. A bill authorizing and directing the sale and delivery by the governor, of a convicted slave named Richard, to John Washington of Caroline county.

Mr. NEWTON, from the committee of schools and colleges, presented the following bill:

No. 36. A bill to authorize the establishment of a military school as part of the instruction of Randolph Macon college.

Mr. BUFORD, from a special committee, presented the following bill:

No. 37. A bill to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail road and the Richmond, Fredericksburg and Potomac rail road.

Which said bills were subsequently read a first time, and ordered to be read a second time.

No. 33. A bill compensating George Duffey, late commissioner of

the revenue for the city and county of Alexandria, for service performed, was read a first time, and ordered to be read a second time.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from the paymaster of the Virginia forces, which was ordered to be referred to the committee on military affairs.

On motion of Mr. BARBOUR,

Resolved, that a special committee enquire and report what judges and other salaried officers in the judicial department ought to be prohibited from receiving their salaries, in consequence of their disloyalty to the commonwealth.

On motion of Mr. LYNN,

Resolved, that the committee on finance enquire into the expediency of releasing the fines and damages against the sureties of Thomas K. Davis, late sheriff of Prince William county, for the years 1857 and 1858.

On motion of Mr. TOMLIN, the report of the committee of privileges and elections, in reference to the resignation of John Gatewood, was taken up, and on motion of Mr. PITMAN laid on the table.

On motion of Mr. BUFORD,

Resolved, that leave be granted to withdraw from the files of the house, bill 310, session 1859-60, for the relief of Morris Pollok, sr., and that the same be referred to the committee on finance.

On motion of Mr. WOOTEN,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of reporting a bill providing a more effectual remedy for the killing of sheep by dogs.

On motion of Mr. MATHEWS,

Resolved, that in order to afford additional facilities for the transportation of army supplies, the committee of roads and internal navigation be instructed to enquire into the expediency of improving the river for batteau navigation from Buchanan in Botetourt county to Covington in Alleghany county.

On motion of Mr. PRINCE,

Resolved, that the committee on military affairs enquire into the expediency of providing by law a corps more effectually to collect the muskets in the state not in actual service.

Mr. ROBINSON submitted the following resolution :

Resolved, that the committee of privileges and elections be instructed to enquire and ascertain whether there are any members of this body who are officers in the confederate service, either military or civil, and who claim their right to seats in this body under an ordinance of the Virginia convention, passed on the                    day of

1861, and report to this house the names of members so holding their seats, and also the positions which they hold in the confederate service; with the opinion of the said committee, as to the right of such members as hold positions, either civil or military, in the confederate service, to occupy seats on this floor; together also with their opinion as to the constitutionality of the aforesaid ordinance; and that the committee have power to send for persons and papers.

And the question being on agreeing thereto,

Mr. WOODSON moved the indefinite postponement of the resolution; and the question being on agreeing thereto, was put and decided in the affirmative.

On motion of Mr. DUNN,

Resolved, that the committee of privileges and elections enquire into the expediency of establishing a precinct election in the town of Goodson in Washington county.

On motion of Mr. JORDAN,

Resolved, that the committee on military affairs enquire into the expediency of establishing an arsenal in the town of Liberty in Bedford county.

On motion of Mr. KAUFMAN,

Resolved, that the committee for courts of justice enquire into the expediency of amending the statutes of limitations.

On motion of Mr. HOPKINS,

Resolved, that the committee of privileges and elections enquire into the propriety of changing the election precinct heretofore held at Gordon's store in the county of Rockingham, to the village of Mount Clinton.

On motion of Mr. GARRISON,

Resolved, that the committee of privileges and elections enquire into the expediency of changing the election precincts from Chingoteague island and Watts' island to some other point in the county of Accomack.

On motion of Mr. COLLIER,

Resolved, that the committee of roads and internal navigation enquire into the expediency of authorizing the South side rail road company to change the line of their road between Rice's station and the town of Farmville, so as to cross the Appomattox river above or below the High bridge.

Ordered, that Mr. ANDERSON carry the same to the senate, and request their concurrence.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that a joint committee, comprised of three members on the part of the house of delegates and two on the part of the senate, be appointed to ascertain and report how the prisoners from this state confined in the federal prison at camp Chase, near Columbus in the state of Ohio, are treated, and what steps should be taken by the authorities of this state to render them more comfortable.

Mr. WARD presented the petition of N. M. Cartnell and John W. Correll, praying relief from damages as deputies of Wm. D. Gilkeson, late sheriff of Frederick county, which was ordered to be referred to the committee on finance.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, was taken up, on motion of Mr. HUNTER.

Mr. HUNTER submitted amendments to the bill, and on his mo-

tion, the bill and amendments were laid on the table, and the amendments ordered to be printed.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, with the substitute heretofore submitted thereto, was taken up, and on motion of Mr. PRINCE, made the order of the day for Thursday the 16th inst. at one o'clock, and from day to day until disposed of.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 28. A bill to reduce into slavery emancipated slaves who have forfeited their freedom by remaining in the commonwealth more than 12 months after they became free.

No. 29. A bill to amend an act entitled an act to incorporate the Atlantic steam ferry company.

No. 30. A bill to authorize Hughes Dillard to erect a dam half across Smith's river in the county of Henry, in a manner not inconsistent with the rights of the Smith's river navigation company.

No. 31. A bill to amend and re-enact an act entitled an act refunding to Moses G. Booth damages paid by him as surety of Samuel S. Turner, late sheriff of Franklin county, passed March 19, 1861.

No. 32. A bill increasing the salary of Joseph Jackson, clerk of accounts in the office of the auditor of public accounts.

On motion of Mr. COLLIER, the house adjourned until Monday, 12 o'clock.

## MONDAY, JANUARY 13, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 11, 1862.

The senate have passed bills entitled:

An act authorizing the judge of the court of hustings of the city of Richmond to grant a new trial in the case of the Commonwealth against Edward Kersey and Hammett A. Pearce, No. 18.

An act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county, for keeping certain negro convicts in the jail of said county, in the year 1861, No. 8.

An act making compensation to A. F. Haymond, attorney for the commonwealth, No. 10.

In which they respectfully request the concurrence of the house of delegates.

The following senate bills were read a first and second times, and ordered to be referred to the committee for courts of justice:

No. 8. A senate bill entitled an act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county, for keeping certain negro convicts confined in the jail of said county, in the year 1861.

No. 10. A senate bill entitled an act making compensation to A. F. Haymond, attorney for the commonwealth.

No. 18. A senate bill entitled an act authorizing the judge of the court of hustings of the city of Richmond to grant a new trial in the case of the Commonwealth against Edward Kersey and Hammett A. Pearce.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from Edward T. D. Myers, acting chief engineer of Virginia, with certain documents accompanying it, which were laid on the table and ordered to be printed. Doc. No. 45.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill:

No. 38. A bill to incorporate the Southern mutual life insurance company.

On motion of Mr. WEST,

Resolved, that the committee for courts of justice enquire into the expediency of requiring rail road companies to pay full value for all stock killed on their roads.

On motion of Mr. LYNN,

Resolved, that the committee on finance enquire into the expediency of refunding the fine and damages paid by the sureties of Thomas H. Davis, late sheriff of Prince William county, for the year 1859-60.

On motion of Mr. GILMER,

Resolved, that the committee on finance enquire into the expediency of reporting a bill providing for the payment to the personal representative of R. J. Whitehead deceased, late sheriff of Pittsylvania county, the amount of certain insolvent lists and other claims disallowed by the auditor of public accounts.

On motion of Mr. TREADWAY,

Resolved, that the committee on finance enquire into the expediency of refunding to J. J. Woods \$86, license tax paid by him in 1861.

On motion of Mr. DAVIS of Amherst,

Resolved, that the committee of propositions and grievances be instructed to enquire into the propriety of reporting a bill incorporating the Mutual life insurance company of Virginia, to be located in the city of Richmond.

On motion of Mr. SHEFFEY,

Resolved, that the committee on finance enquire into the expediency of increasing the allowances to the jailor of Augusta county for the maintenance of prisoners in his custody.

Mr. CARPENTER submitted the following resolution:

Resolved, that the committee on finance enquire into the expediency of increasing the salaries of the clerks in the various departments of government; and the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. ROBERTSON,

Resolved, that the committee on banks enquire into the expediency of incorporating the Savings bank for small earnings, of the city of Richmond.

The SPEAKER announced the following committee on the part of the house, to investigate the condition of confederate prisoners from Virginia now confined at Columbus, Ohio: Messrs. Anderson, Woodhouse, and Coleman of Fayette, &c.

The SPEAKER announced the following special committee to enquire what judges and other salaried officers of the judicial department ought to be prohibited from receiving their salaries, on account of disloyalty to the state: Messrs. Evans, McKinney, Green, Prince, Robinson, Dunn, Wootten, Laidley, Spady, McDonald of Wyoming, and Dabney.

Mr. BUFORD presented the memorial of the common council of Danville in relation to the issue of small notes, which was ordered to be referred to the committee on banks.

Mr. GRATTAN presented the memorial of A. M. Newman, presiding justice of Rockingham county, in reference to the issue of small notes by said county, which was ordered to be referred to the committee on banks.

Mr. McCAMANT presented the petition of G. G. M. Leonard and Byron Ballard, praying compensation as musicians in the 78th regiment, which was ordered to be referred to the committee on military affairs.

The following engrossed bills were read a third time and passed:

No. 27. An engrossed bill refunding to R. H. Maury taxes improperly assessed against him in Nicholas county—Ayes 91.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, Crockett, Daniel, Dunn, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, P. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Treadway, Vernillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Wright and Wynne—91.

No. 28. An engrossed bill to reduce into slavery emancipated slaves who have forfeited their freedom by remaining in the commonwealth more than 12 months after they became free.

No. 29. An engrossed bill to amend an act to incorporate the Atlantic steam ferry company.

No. 30. An engrossed bill to authorize Hughes Dillard to erect a dam half across Smith's river in the county of Henry, in a manner not inconsistent with the rights of the Smith's river navigation company.

No. 31. An engrossed bill to amend and re-enact an act entitled an act refunding to Moses G. Booth damages paid by him as surety of Samuel S. Turner, late sheriff of Franklin county, passed March 19, 1861.—Ayes 98.



AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Daniel, J. D. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, Rutherford, P. C. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Wright and Wynne—98.

No. 32. An engrossed bill increasing the salary of Joseph Jackson, clerk of accounts in the office of the auditor of public accounts—Ayes 77; noes 21.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Booten, Bouldin, Bradford, Brooks, Burks, Carter, Cazenove, Cecil, H. N. Coleman, Crockett, Daniel, J. D. Davis, Edmunds, Evans, Fleming, Fletcher, Flood, Forbes, Gillespie, Gilmer, Grattan, Hopkins, Hunter, Irby, Jones, Jordan, Kaufman, Laidley, Lively, Lundy, Lynn, Mathews, McCamant, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Robertson, Rowan, Rutherford, P. C. Saunders, R. C. Saunders, Shannon, Sheffey, Small, Spady, Steger, Tate, Taylor, Tomlin, Treadway, Walker, Ward, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Wright and Wynne—77.

NOES—Messrs. Bayse, Buford, Carpenter, Clarke, Dunn, Eggleston, Ewing, Franklin, Garrison, George, James, Johnson, Kyle, Mallory, McKinney, Riddick, Rives, Staples, Thrash, Vermillion and West—21.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. NEWTON submitted the following resolutions, which being objected to, were laid over under the rule:

Resolved by the general assembly of Virginia, that they hold in the highest estimation the military skill and gallantry of General Joseph E. Johnston, as displayed during his honorable career in the service of the United States, and in his brilliant achievements in the army of the Confederate States, more particularly in his masterly movement from Winchester to Manassas, on the eve of the battle of the 21st of July, in which he and the troops under his command so greatly distinguished themselves; but this general assembly desires especially to mark with their emphatic approbation the noble magnanimity, so rare among military leaders, exhibited by him on that day in waiving his rank, in order to permit General Beauregard to carry out his plans of the battle—an instance of disinterestedness without a parallel, save in the conduct of Aristides towards Miltiades, before the battle of Marathon, and by which coincidence the names of these illustrious men, and the fields of Marathon and Manassas, will be associated in all future time.

Resolved, that this example of disinterestedness and patriotism is, in the opinion of this general assembly, eminently worthy of imitation by all our military commanders.

Resolved, as a substantial evidence of their approbation of his noble conduct on that occasion, and his distinguished merit as a military commander, General Joseph E. Johnston be authorized and invited to nominate and appoint two cadets to be educated at the military institute at Lexington, as cadets of this commonwealth.

Mr. WOODSON submitted the following resolutions, which being objected to, were laid over under the rule:

1. Resolved by the general assembly of Virginia, that our representatives in the congress of the Confederate States be requested to use their utmost efforts to procure the passage by congress of a law authorizing and limiting impressments in the military service of the Confederate States, and providing for the payment to the owner of land and personal property such damages as his property may have sustained while in the possession and use of the Confederate States of America.

2. Resolved, that the clerk of this house forward without delay a copy of the foregoing resolution to each of our representatives in the confederate congress.

On motion of Mr. CARPENTER, the house adjourned until to-morrow, 12 o'clock.

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### TUESDAY, JANUARY 14, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following reports:

A report as to the inexpediency of changing the existing law relative to the proceedings in cases of outlawry.

A report as to the inexpediency of amending the existing laws as to judicial elections.

A report referring to the committee on finance a senate bill entitled an act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county.

Mr. ROBERTSON, from the committee on banks, presented the following bill:

No. 39. A bill to revive and extend an ordinance respecting the issue of small notes; which was read a first time, and ordered to be read a second time.

On motion of Mr. ROBERTSON, the bill (two-thirds concurring) was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed (two-thirds concurring), was read a third time and passed.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

Mr. PRINCE submitted the following resolutions, which being objected to, were laid over under the rule:

1. Resolved by the general assembly, that our representatives in congress be requested to use their endeavors to have suspended during the war the act to provide revenue from commodities imported from foreign countries, approved May 21, 1861, and all other acts passed to provide revenue from commodities imported from foreign countries.

2. Resolved, that a copy of these resolutions be sent to each of our representatives in congress.

On motion of Mr. LYNN,

Resolved, that the committee for courts of justice enquire into the expediency of authorizing the county and corporation courts of this commonwealth to settle with the sheriffs of this commonwealth the militia fines in their hands, whenever it shall appear that the board of the proper officers has failed to do so within the time now provided by law.

On motion of Mr. GREEN,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding a portion of the license taxes of persons who were engaged in business at Harpers Ferry, and who have been compelled by the enemy to abandon their business there.

Mr. THOMAS submitted the following resolution, which was laid over under the rule:

Resolved, that the SPEAKER be authorized to add to the appropriate committees the members recently elected to this house.

On motion of Mr. WYNNE,

Resolved; that the committee for courts of justice be instructed to enquire into and, if found expedient, to report a bill releasing the Richmond and Petersburg rail road company from a lien made upon the property of the same, under the provisions of acts of the legislature passed March 25th and 28th 1843.

On motion of Mr. ANDERSON of Rockbridge,

Resolved, that the committee on banks enquire into the expediency of so amending chapter 58 of the Code, as to require every director of a bank to be the absolute owner of at least five shares of the stock of the bank for which he may be elected or appointed a director.

On motion of Mr. GREEN,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to residents of Harpers Ferry, and owners of property there, who have been compelled to abandon their homes, or whose property has been rendered for the present valueless by the enemy, a portion of the taxes on the real estate there.

On motion of Mr. MCKINNEY,

Resolved, that the special committee to whom has been referred the duty of ascertaining what judicial officers of the commonwealth should not receive their salaries, in consequence of disloyalty to the south, be granted power to send for persons and papers if deemed necessary by the committee.

On motion of Mr. JOHNSON,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill to prevent the unnecessary consumption of grain in the manufacture of ardent spirits.

Mr. MIXOR, on his own motion, was excused from further service on the committee on military affairs.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 33. A bill compensating George Duffey, late commissioner of the revenue for the city and county of Alexandria, for services performed.

No. 34. A bill amending and re-enacting section 12 of chapter 77 of the Code of Virginia.

No. 35. A bill authorizing and directing the sale and delivery by the governor of a convicted slave named Richard, to John Washington of Caroline county.

No. 36. A bill to authorize the establishment of a military school as part of the instruction of Randolph Macon college.

The following bill was taken up, and on motion of Mr. LYNN laid on the table:

No. 37. A bill to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail roads and the Richmond, Fredericksburg and Potomac rail road.

The following bill was read a first time, and ordered to be read a second time:

No. 38. A bill to incorporate the Southern mutual life insurance company.

No. 5. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, was taken up on motion of Mr. JAMES, and on motion of Mr. TREADWAY, made the order of the day for Friday next at one o'clock.

Certain resolutions heretofore submitted by Mr. GREEN, in relation to filling existing vacancies in the house of delegates, were taken up, and on motion of Mr. BUFORD, made the order of the day for Friday next at 12 o'clock.

On motion of Mr. WILSON of Isle of Wight, the house adjourned until to-morrow, 12 o'clock.

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### WEDNESDAY, JANUARY 15, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 14, 1862.

The senate have agreed to a joint resolution in relation to the payment of the salary of George W. Thompson, judge of the 20th judicial circuit, and a joint resolution in relation to the expenditures of the civil and military departments.

In which they respectfully request the concurrence of the house of delegates.

The joint resolution in relation to the payment of the salary of George W. Thompson, judge of the 20th judicial circuit, was read, and on motion of Mr. BURKS, referred to the special committee appointed to enquire what officers of the judicial department ought to

be prohibited from receiving their salaries, in consequence of their disloyalty to the commonwealth.

The joint resolution in relation to the expenditures of the civil and military departments was agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following report:

An adverse report to the expediency of providing by law for a more speedy remedy for the recovery of rent.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 39. A bill making appropriations for the payment to Alfred Beckley for military services performed by him.

Mr. BARBOUR, from the committee on finance, presented the following bills:

No. 40. A bill for the relief of the securities of Robert O. Doss, late sheriff of the county of Campbell.

No. 41. A bill to authorize the county court of Powhatan county to correct the assessment of the lands of A. S. Wooldridge's estate.

No. 42. A bill refunding to the securities of Thomas K. Davis, late sheriff of Prince William county, damages paid by them as such.

No. 43. A bill releasing the securities of Thomas K. Davis, late sheriff of Prince William county, from the payment of damages.

No. 44. A bill for the relief of Coalman D. Bennett, executor of Howard Croft deceased, of Pittsylvania county.

No. 45. A bill for the relief of the personal representatives of A. J. Whitehead deceased, late sheriff of Pittsylvania county.

Which said bills were subsequently read a first time, and ordered to be read a second time.

Mr. BARBOUR, from the committee on finance, to whom had been referred

No. 8. A senate bill entitled an act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county, for keeping certain negro convicts confined in the jail of said county in the year 1861, reported the same without amendment.

Mr. BARBOUR, from the same committee, presented an adverse report to the petition of Bartley Rose and others, asking that the said Bartley Rose be released from the payment of money due to the commonwealth by him as security of Joseph Lester, sheriff of Wyoming county.

Mr. SHEFFEY, from the committee of roads and internal navigation, presented an adverse report to the resolution in reference to the transfer of the state's interest in the Luray and Front Royal turnpike to the counties through which it passes.

No. 8. A senate bill entitled an act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county, for keeping certain negro convicts confined in the jail of said county, was read a third time and passed—Ayes 100.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskerville, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Carter,

Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, Rutherford, P. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Wright and Wynne—100.

Ordered, that the clerk inform the senate thereof.

The following engrossed bills were read a third time and passed :

No. 33. A bill compensating George Duffey, late commissioner of the revenue for the city and county of Alexandria, for services performed—Ayes 101.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. C. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Wright and Wynne—101.

No. 33. A bill amending and re-enacting section 12, chapter 77 of the Code of Virginia.

No. 35. A bill authorizing and directing the sale and delivery by the governor of a convicted slave named Richard, to John Washington of Caroline county—Ayes 102.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Basketville, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Custis, Dabney, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Wright and Wynne—102.

No. 36. A bill to authorize the establishment of a military school as a part of the instruction of Rapdolph Macon college.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 38. A bill to incorporate the Southern mutual life insurance company, was read a second time, and ordered to be engrossed and read a third time.

A resolution heretofore submitted by Mr. THOMAS, authorizing the SPEAKER to add to appropriate committees the members recently elected to the house, was taken up and concurred in.

The SPEAKER announced the following members as added to committees under the resolution :

Committee on finance—Mr. Green.

Committee on banks—Mr. Small.

Committee of roads and internal navigation—Mr. Sherrard.

Committee for courts of justice—Mr. Robinson.

On motion of Mr. TAYLOR,

Resolved, that the committee of propositions and grievances enquire into the expediency of making South Anna river, from Beech creek ford to its junction with the North Anna in the county of Hanover, a lawful fence.

On motion of Mr. ROBINSON of Berkeley,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for the criminal cases by juries of a vicinage other than that in which the offence is charged to have been committed, when a trial in such vicinage cannot be conveniently had by reason of the presence of the public enemy, or the prevalence among the people therein of sentiments unfriendly to the enforcement of public justice, as authorized by an ordinance of the convention.

Mr. SHEFFEY presented the petition of John Kelly, and Henderson M. Bell administrator of John Larguay, deceased, praying the payment of a certain judgment against the board of public works, which was ordered to be referred to the committee on finance.

Certain resolutions heretofore submitted by Mr. PRINCE, in relation to the repeal of the tariff laws by the congress of the Confederate States, were taken up on motion of Mr. PRINCE.

Mr. ANDERSON of Rockbridge moved to amend the resolutions by striking out the words "during the war," and inserting "during the pretended blockade," which was agreed to.

On motion of Mr. BARBOUR, the resolutions as amended were laid on the table.

On motion of Mr. MALLORY,

Resolved, that the committee on military affairs enquire into the expediency of increasing the pay of volunteers now in the service to twenty dollars per month on their re-enlistment into the service.

Mr. CUSTIS presented the memorial of citizens of Elizabeth City county, asking relief to the poor of said county, which was ordered to be referred to the committee on finance.

Mr. EGGLESTON submitted the following preamble and resolution :

The general assembly of Virginia being fully impressed with the conviction that the monthly pay of the rank and file of our armies in actual service is inadequate and unjust, and that the country desires and expects congress to do justice to those who are charged with the defence of all that we hold dear on earth : Therefore,

Be it resolved by the general assembly, that our representatives in congress be earnestly requested to use every exertion in their power to increase the pay of all non-commissioned officers, musicians and privates in actual service on and after the first day of April 1862, at least four dollars per month, such increase of pay to begin on the said first day of April 1862.

And the question being on agreeing thereto, was put and decided in the negative.

Mr. McDONALD of Wyoming presented the petition of Robertson

Cooke, praying compensation for the maintenance and care of Charlotte Meddows, a lunatic; which was ordered to be referred to the committee on finance.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from the secretary of war and a letter from Brigadier General John H. Winder, in relation to certain free negroes taken at Manassas; which were read and ordered to be referred to the committee for courts of justice.

The SPEAKER laid before the house a communication from the governor, enclosing a communication from the acting commissioner of Indian affairs of the Confederate States, in relation to the payment of interest upon registered bonds of the state held in trust by the government of the United States for certain Indian tribes, over which the government of the Confederate States had assumed the protectorate; which were read and ordered to be referred to the committee on finance.

On motion of Mr. JAMES,

Resolved, that the committee on finance enquire into the expediency of reporting a bill refunding to William Rock of Botetourt county \$ 32, an amount improperly assessed and collected upon the license tax of May last.

On motion of Mr. HOPKINS,

Resolved, that the committee of schools and colleges enquire into the expediency of incorporating Liberty hall academy in the county of Rockingham.

On motion of Mr. BUFORD,

Resolved, that the committee on banks enquire into the expediency of legalizing the use of certain state securities now held by the Bank of Pittsylvania as a part of its capital.

On motion of Mr. RICHARDSON,

Resolved, that the committee on finance enquire what salaries now paid to officers in joint stock companies may be dispensed with, without injury to the interest of the commonwealth or individual stockholders in such companies, and that said committee report by bill or otherwise.

No. 37. A bill to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail roads and the Richmond, Fredericksburg and Potomac rail road, heretofore laid on the table by order of the house, was taken up, on motion of Mr. LYNN, and read a second time.

The bill was amended, on motions severally made, by Mr. LYNN and Mr. FORBES.

Mr. WILSON of Isle of Wight submitted the following amendment:

Second section, fifteenth line, insert: "And any deed of trust executed under the provisions of this section shall first secure the state the payment of any dividend bonds the state holds against said company, and the interest accrued and accruing thereon, in preference to any loans negotiated under the provisions of this section."

And the question being on agreeing thereto, was put, and decided in the negative.



Mr. FORBES submitted a further amendment to the bill; pending the consideration of which,

On motion of Mr. FORBES, the bill and pending amendment were laid on the table.

On motion of Mr. WOODSON, the house adjourned until to-morrow, 12 o'clock.

## THURSDAY, JANUARY 16, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 15, 1862.

The senate have passed house bill entitled:

An act to incorporate the Mutual life insurance company of Lynchburg, No. 14, with amendments.

In which amendments they respectfully request the concurrence of the house of delegates.

The amendments were concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred

No. 10. A senate bill making compensation to A. F. Haymond, attorney for the commonwealth, reported the same without amendment.

Subsequently, the bill was read a third time and passed—Ayes 100.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Booten, Bouldin, Bradford, Brooks, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, George, Gillespie, Gilmer, Grattan, Green, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Lively, Lundy, Mallory, Mathews, McCamant, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, P. C. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wright and Wynne—100.

Ordered, that the clerk inform the senate thereof.

Mr. RUTHERFOORD, from the same committee, to whom had been referred

No. 13. A senate bill entitled an act to amend and re-enact the 13th section of chapter 42 of the Code (edition of 1860), so as more effectually to regulate the sales of real estate under executions in favor of the commonwealth, reported the same with amendments.

Subsequently, the amendments were concurred in, and the bill, as amended, read a third time and passed..

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. RUTHERFOORD, from the same committee, presented the following reports:

A report asking further time to consider the communication of the governor in reference to certain free negroes arrested at Manassas.

An adverse report to a resolution enquiring into the expediency of reporting a bill making it felony for any man or set of men to impose upon a citizen of Virginia a tax; also making it a felony for any person to administer an oath, affirmation or other obligation to support any government other than that of Virginia or of the Confederate States.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bills:

No. 46. A bill declaring a portion of South Anna river in Hanover a lawful fence.

No. 47. A bill declaring a portion of New river a lawful fence.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 48. A bill to organize the state troops and volunteers of Virginia.

On motion of Mr. ANDERSON, the bill was read a first time, and ordered to be read a second time.

Mr. ANDERSON moved that the bill be again read this day; and the question being on agreeing thereto, was put, and decided in the affirmative.

The bill was again read; and the question being—Shall the bill be engrossed and read a third time?

Mr. TOMLIN submitted a substitute for the bill; and on motion of Mr. TOMLIN, the bill and substitute were laid on the table; and on motion of Mr. ANDERSON, the bill was made the order of the day for Tuesday the 21st instant, at 1 o'clock.

Mr. BARBOUR, from the committee on finance, presented the following report:

An adverse report to a resolution as to the expediency of refunding to William Wilkinson a certain sum of money paid under an erroneous assessment of a tract of land in the county of Carroll.

Mr. ORGAIN, from the committee on agriculture and manufactures, to whom had been referred

No. 16. A senate bill entitled an act incorporating the Virginia anthracite coal and iron company, reported the same without amendment.

Subsequently, the bill was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

Mr. ORGAIN, from the same committee, to whom had been referred

No. 11. A senate bill entitled an act to amend the 4th section of an act entitled an act to incorporate the Danville manufacturing company, passed March 17th, 1860, reported the same without amendment.

Subsequently, the bill was amended on motion of Mr. BUFORD, and as amended, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. ORGAIN, from the same committee, presented the following bill:

No. 49. A bill to incorporate the Catherine furnace company in the county of Spotsylvania.

On motion of Mr. WOOLFOLK,

Whereas, in our republican system of government, the policy of legislation has ever been to protect the property and rights of the citizen, and that fundamental principle that private property shall not be taken for public use except for just compensation, underlies that republican system of government: Therefore,

Be it resolved, that the state as well as the confederate government, by proper laws, should guarantee all rights of property, and protect those rights against invasion by undue impressment.

Resolved, that our impressment laws, if inadequate to such protection of private rights, should be altered and enforced, and thereby remedy the flagrant wrongs done to the farmers and other citizens of this commonwealth, by converting their wagons, teams, grain, &c., from private to public use without adequate compensation.

Resolved, that the burden of impressment should be distributed over the different portions of the commonwealth, and not confined to those counties and districts immediately circumjacent to the seat of war, whereby almost the entire industrial interest of such districts are utterly and absolutely suspended.

Resolved, that the committee for courts of justice enquire into the expediency of reporting such legislation as the foregoing preamble and resolutions may suggest.

On motion of Mr. FRIEND,

Resolved, that the committee on finance enquire into the expediency of refunding to Rudd and Gresham of Chesterfield county a license tax.

On motion of Mr. STEGER,

Resolved, that Joseph R. Anderson & Co. have leave to withdraw the memorial presented by them and referred to the committee on claims.

On motion of Mr. COLLIER,

Resolved, that the committee on finance enquire what, if any, additional legislation is necessary to enforce the collection of public dues from collectors in disloyal districts of this state.

The SPEAKER announced the following committee under the joint resolution from the senate in relation to retrenchment in the military and civil departments: Messrs. Davis of Amherst, Tyler, Hopkins, Riddick, Ewing, Nelson of Fluvanna, and Anderson of Rockbridge.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, with the amendments proposed thereto, was taken up, on motion of

Mr. HUNTER, and made the order of the day for Saturday the 18th instant, at 1 o'clock.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th of April 1861, by the convention of Virginia, being a special order of the day, was taken up, and on motion of Mr. FORBES, postponed to, and made the order of the day for Monday the 20th instant, at 1 o'clock.

Mr. MONTAGUE presented the petition of citizens of Montgomery, praying the passage of a law prohibiting the distillation of grain during the war; which was ordered to be referred to the committee on agriculture and manufactures.

On motion of Mr. WOODSON,

Resolved by the general assembly of Virginia, that our representatives in the congress of the Confederate States be requested to use their utmost efforts to procure the passage of a law authorizing and limiting impressments for the military service of the Confederate States, and providing for payment to the owner of land and personal property such damages as his property may have sustained while in the possession and use of the Confederate States of America.

Resolved, that the clerk of this house forward, without delay, a copy of the foregoing resolution to each of our representatives in the confederate congress.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. FRIEND,

Resolved, that the committee on finance enquire into the expediency of refunding to the sureties of R. W. Gill, sheriff of Chesterfield, damages paid by them on judgment against R. W. Gill, sheriff, in favor of the commonwealth.

The SPEAKER laid before the house a communication from R. H. Maury, &c. enclosing the proceedings of the Macon convention, and a memorial on pilot laws, coins, weights and measures; which were ordered to be referred to the committee for courts of justice.

On motion of Mr. WOODSON,

Resolved, that the attorney general of the state be requested to inform this house whether in his opinion the law of nations, as practiced in this country, will be violated by subjecting to military duty persons bona fide domiciled in this state, who have not become citizens thereof.

Mr. NEWTON submitted the following preamble and resolutions; which being objected to, were laid over under the rule:

Whereas the war in defence of our liberty and independence has heretofore been successfully conducted by our brave and generous volunteers, who, without hesitation, came forward, at the first call of their country, to conquer or die in her defence: and whereas this general assembly has an abiding confidence in the fortitude, courage and patriotism of all the Virginia volunteers now in the field, and does not

doubt their readiness to continue their present organization, when assured that this further sacrifice for their country is earnestly desired by the general assembly, to aid in repelling our insolent enemies, and in securing the soil of Virginia from the tread of the invader :

Resolved therefore by the general assembly, that an earnest appeal be made to our volunteer forces to re-enlist for the war, with the assurance that Virginia will ever hold in grateful remembrance their patriotic and disinterested services, and that this general assembly will take care that all their reasonable wants shall be supplied and all their real grievances redressed.

Resolved, that the colonels of the several regiments be requested to return the cordial thanks of the general assembly to the forces under their command, for their generous, brave and patriotic conduct during this war, and to cause it to be made known to the respective companies, that in the opinion of this general assembly it is of the highest importance to the success of our cause that they should at once re-enlist for the war, so that it may be known how many men will be necessary to fill up their ranks from other quarters, and to raise an efficient army to meet the exigencies of the spring campaign.

The SPEAKER of the house submitted the following preamble and resolutions ; which were unanimously agreed to :

The lamented death of OSCAR M. CRUTCHFIELD, for many years the speaker of this house, having occurred during the recess of the legislature, and he being at the time of his death a member of the general assembly from the county of Spotsylvania, it is proper that an enduring mark of respect for his memory be entered upon the journal of this house.

That his decease is deeply mourned by his former associates and friends, need not be repeated now : it was upon every lip, and sincerely felt in every heart when it was first seen in the public prints.

That he was a useful, business member, representing faithfully his county and the best interests of the commonwealth, his career in this house will fully attest. No one will withhold from him the meed of praise as an upright, conscientious, impartial presiding officer. His urbanity and generous disposition and high toned, gentlemanly deportment won for him the respect of all. In his county he filled important public trusts, and retained to his death the confidence of the people, the kind regard of his neighbors and the ardent devotion of personal friends. In the councils of the state his name appears as one of the honored among many illustrious names. It will continue to be honored on the page of history.

Resolved unanimously, that a copy of this testimony to his worth and public services be forwarded by the speaker of this house to his family, as a memento of his virtues.

On motion of Mr. NEWTON, the house adjourned until to-morrow, 12 o'clock.

FRIDAY, JANUARY 17, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, Jan. 16, 1862.

The senate have passed with amendments house bills entitled :

An act to incorporate the Windsor tanning and boot and shoe manufacturing company, No. 21.

An act constituting a part of New river a lawful fence, No. 19.

They have agreed to the joint resolution from the house in relation to the appointment of a joint committee to enquire into the treatment of prisoners from this state now confined in camp Chase, near Columbus, Ohio.

And have agreed to a joint resolution asserting the maintenance of her jurisdiction over all her territory.

In which amendments and resolution they respectfully request the concurrence of the house of delegates.

The amendments proposed by the senate to house bill entitled an act to incorporate the Windsor tanning and boot and shoe manufacturing company, were concurred in.

The amendments proposed by the senate to house bill entitled an act constituting a part of New river a lawful fence, were concurred in.

The joint resolution asserting the maintenance by Virginia of her jurisdiction over all her territory, was taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. KAUFMAN, from the committee of claims, presented the following bill :

No. 50. A bill for the relief of John Orvis, late jailor of Jefferson county.

Mr. KAUFMAN, from the same committee, presented an adverse report to the claim of R. A. Mayo, referred to in the annual message of the governor.

Mr. BARBOUR, from the committee on finance, presented the following bill :

No. 51. A bill to authorize the transfer of certain bonds of the state held in trust by the government of the United States for certain Indian tribes, and providing for the payment of interest thereon.

Mr. BARBOUR, from the same committee, presented an adverse report to a resolution as to the expediency of refunding to Rudd & Gresham of Chesterfield a license tax ; and an adverse report as to the expediency of refunding damages paid by sureties of R. W. Gill, sheriff of Chesterfield.

Mr. ANDERSON, from the committee on military affairs, presented the following bills :

No. 52. A bill to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861.

No. 53. A bill entitled an act to provide for having an accurate list and record made of the military forces of Virginia.

Mr. RIVES, from the special committee on the subject of the free negro population, presented the following bill:

No. 54. A bill to prohibit the emancipation of slaves by will.

On motion of Mr. BAKER,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the criminal laws of the commonwealth as to provide for the punishment of slaves and free negroes for offences which, if committed by a white person, would be treason, or of a treasonable and disloyal character.

On motion of Mr. SHEFFEY,

Resolved, that the committee of roads and internal navigation enquire into the expediency of amending the 52d, 53d and 54th sections of chapter 61 of the Code of 1860.

On motion of Mr. LAIDLEY,

Resolved, that one thousand copies of the senate resolutions in reference to not yielding any portion of Virginia, be printed for the use of this house. Doc.-No. 46.

On motion of Mr. WARD,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill so amending the existing law as to provide that fiduciaries shall not forfeit their commissions for failure to settle their accounts within the time now required by law.

On motion of Mr. NEWTON, the resolutions submitted by him on yesterday, were taken up.

Mr. NEWTON submitted the following as a substitute therefor:

Whereas the war in defence of our liberty and independence has heretofore been successfully conducted by the brave and generous volunteers, who, without hesitation, came forward, at the first call of their country, to conquer or die in its defence; and the general assembly has an abiding confidence in the fortitude, courage and patriotism of Virginia volunteers now in the field, and does not doubt their readiness to continue in the service, when assured that this further sacrifice is earnestly desired to aid in repelling our insolent enemies, and securing the sacred soil of our country from the tread of the invader:

Resolved therefore by the general assembly, that we earnestly appeal to our volunteer forces to re-enlist, with the assurance that Virginia will ever hold in grateful remembrance their patriotic and disinterested services; and the general assembly will take care that all their reasonable wants shall be supplied, and their grievances, if any, redressed.

Resolved, that the commandants be requested to return the cordial thanks of the general assembly to the forces under their respective commands, for their generous, brave and patriotic conduct during this war, and cause it to be made known in the several companies, that in the opinion of the general assembly, it is of the highest importance to the success of our cause, that they should at once re-enlist, and that the general assembly be promptly informed of the date and number of such re-enlistments.

3. Resolved, that a copy of the foregoing resolutions be immediately furnished by the clerk of the house of delegates to each com-

mandant of the Virginia forces now in service, with the request that such commandant cause the same to be forthwith published to the forces under his command.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. NEWTON carry the same to the senate, and request their concurrence.

No. 2. A bill to amend and re-enact the 13th section of an act entitled an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg, and repealing all provisions contained in other acts relating to said company, inconsistent with this act.

Mr. FRIEND submitted a substitute therefor; which was agreed to.

The bill was then read a second time, and ordered to be engrossed and read a third time.

Mr. WYNNE presented the petition of Sampson Jones, asking for an increase in the amount allowed for rations for the public guard; which was ordered to be referred to the committee on military affairs.

Mr. GATEWOOD presented the petition of sundry citizens of Shenandoah concerning the distillation of grain; which was ordered to be referred to the committee on agriculture and manufactures.

No. 37. An engrossed bill to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail roads and the Richmond, Fredericksburg and Potomac rail road, was taken up, on motion of Mr. BUFORD, read a third time and passed—Ayes 102.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunu, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Hunter, Irby, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McGruder, McKinney, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rowan, Ruthsford, P. C. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tyler, Vernillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Wright and Wynne—102.

Ordered, that Mr. BUFORD carry the same to the senate, and request their concurrence.

No. 5. A senate bill entitled an act to provide for holding elections to fill vacancies in the representation in the senate from the 46th and 50th districts, with the amendments proposed thereto by the committee of privileges and elections, being an order of the day, was taken up, and on motion of Mr. BASKERVILL, laid upon the table.

Certain resolutions, heretofore submitted by Mr. GREEN, in relation to filling vacancies in the house of delegates, being an order of the day, was taken up.

Mr. HARRISON moved the indefinite postponement of the resolutions. Pending the consideration of which,

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.



SATURDAY, JANUARY 18, 1862.

Prayer by Rev. Dr. Moore of the Presbyterian church, as follows :

Almighty God! thou hast been our dwelling place in all generations. Before the mountains were brought forth, or ever thou hadst formed the earth and the world, even from everlasting to everlasting, thou art God. Thou turnest man to destruction, and sayest, return ye children of men, for a thousand years in thy sight are but as yesterday when it is past, and as a watch in the night. Thou carriest them away as a flood, they are as grass, in the morning it flourisheth and groweth up, in the evening it is cut down and withereth. So teach us to number our days that we may apply our hearts unto wisdom. Make us to know our end and the measure of our days, that we may know how frail we are. And forasmuch as thy Providence has at this time combined with thy Word to bring these high and melancholy truths before our minds, in the removal of one of the distinguished sons of this commonwealth, venerable alike for his years, his services, and his virtues, grant that this mournful event may be duly sanctified to all upon whom it has fallen. Comfort, we beseech thee, that stricken family from whom thou hast removed their honored head, and so sustain them by thy consoling grace, that they may find thee to be the father of the fatherless and the husband of the widow. Sanctify to the members of this assembly, and to those associated with them in the government of this commonwealth, and in the destinies of this Confederacy, this solemn event, that in the rush and excitement of political and military affairs they may pause and listen to the voice of God; may remember that man walketh in a vain show, that he is disquieted in vain, that he heapeth up riches and knoweth not who shall gather them; may so lay to heart the high and solemn realities of death, of judgment, and of eternity, that when they have entered that eternity and stand before thee in that judgment, they may all be accepted and saved through Jesus Christ our Lord—Amen.

The SPEAKER laid before the house a communication from the governor, which was read as follows :

EXECUTIVE DEPARTMENT, Jan. 18, 1862.

*Gentlemen of the Senate and House of Delegates :*

John Tyler departed this life at his lodgings in this city, after a brief illness, at twelve o'clock last night. Mr. Tyler has served the people of Virginia with ability and distinction in various public positions, for almost half a century. He has served in the general assembly, in the executive council, in the house of representatives of the United States, as governor of the state, senator in congress, vice president and president of the United States, member of the state convention of 1829-30, and the convention of 1861, and, at the time of his death, was a member of the provisional congress, and a member elect to the permanent congress of the Con-

federate States. His services have been important and valuable, and in all of these positions he has fully met the public expectation. The loss of such a man, at a time when his talents and experience are so greatly needed in the public councils, is a calamity greatly to be deplored. Well may the people of Virginia and the Southern Confederacy mourn for the loss of one not less distinguished for his manly virtues than his brilliant career as a statesman.

Respectfully,

JOHN LETCHER.

Mr. BARBOUR submitted the following preamble and resolutions; and the question being on agreeing thereto, was put, and decided in the affirmative by an unanimous vote:

The mournful intelligence of the decease of John Tyler, after a brief illness, has cast a gloom over this general assembly. The sad news will spread throughout his native state with painful effect. It will be heard throughout the Southern Confederacy with deep and abiding sorrow. He has filled a large space in the history of his country. Heaven has blessed him with length of days, and his country with all her honors. He has secured, we believe, a blissful immortality.

For the page of history his fame is destined to occupy, it is proper briefly to recount the many offices he has filled. From youthful manhood to green old age he has served his country faithfully as a member of the house of delegates, where his ripening intellect displayed the promise of usefulness, and attracted attention as a member of the executive council, where his wholesome advice lent wisdom to authority. As the governor of this commonwealth, where his administrative powers gave efficacy to law, and his execution of the will of the people, expressed by their representatives, was rendered pleasant by kindness and courtesy. As a member of the first convention called to amend the state constitution, in which body his ripened experience gave his counsel the force of wisdom and prudence. As a member of the house of representatives of the United States, standing firm amid the rage of party spirit, and remaining true to principle and to right. As a senator representing this state in the senate of the United States, in which he shone conspicuous for his strict adherence to constitutional obligation, and for his manly defence of the rights of the states and the honor of the country. As vice president of the United States, presiding over the deliberations of the senate with dignity and impartiality, preserving the decorum of a body that then was a model for legislative assemblies. As president of the United States, when the national honor and reputation was acknowledged unimpeached and unimpaired in every land, and the powers of the earth looked up to the new government as an exemplar of morals and of power, worthy of respect and imitation. He thus, step by step, ascended to the eminence from which he surveyed his country happy and glorious, and calmly retired in dignity to a private station, happy in the contemplation of a bright

career, happy in a peaceful and prosperous home, happy in the circle of family and friends.

His state called him again into her service. She was to be assembled in convention to resist oppression and to withstand a galling tyranny, against which her best men chafed. His services were invoked to aid in maintaining the high position she had theretofore occupied. He came from his retirement—he advised separation in peace, or war to vindicate her honor. He was again selected a commissioner to tender to the government at Washington the terms upon which Virginia would remain united with her former sisters. He was honored with the presidency of that peace conference. His manly appeals for justice were uttered and unheeded. He returned and recommended separation and independence. His advice was taken. It became necessary to form and establish another government for the new Confederacy. He was appointed by the sovereign convention of Virginia a member of the provisional congress. While occupying a conspicuous place in the eyes of the Confederacy, and the new government was assuming its permanent basis, he was elected by the people a member to the first house of representatives of the Confederate States, with a fair promise still of usefulness, to stamp his wisdom upon the enduring monuments of a new national existence.

But it pleased the Almighty to check his career and take him to himself.

Such is the brief outline of the public life of John Tyler. In private, he was the perfect gentleman, the warm hearted, affectionate, social and delightful companion. It may be said of him, his kind hand ministered to the wants of the distressed :

Resolved, as a testimonial of a nation's sorrow for the death of a great and good man; that a joint committee of the senate and house of delegates be appointed to confer with a committee of the congress of the Confederate States to make arrangements for his funeral and burial.

Resolved that, with the consent of his family, his remains be deposited in the Hollywood cemetery, in the city of Richmond, near the remains of James Monroe, and that the governor of this state be authorized to cause a suitable monument to be erected to his memory.

Resolved, that these resolutions be forthwith communicated by the speaker of the house of delegates to the congress, and request their concurrence.

The SPEAKER announced the following committee under the resolutions: Messrs. Barbour, Newton, Robertson, Anderson of Boteourt, Hunter, Sheffey, Blue, McCamant, Rives, Jones, Saunders of Franklin, Mallory and Grattan.

Ordered, that Mr. BARBOUR carry the preamble and resolutions to the senate, and request their concurrence.

On motion of Mr. BARBOUR, the house adjourned until Monday, 12 o'clock.

MONDAY, JANUARY 20, 1862.

Prayer by Rev. Mr. Duncan of the Methodist church.

The following communications from the senate were read :

IN SENATE, Jan. 17, 1862.

The senate have agreed to the amendments proposed by the house of delegates to bill entitled :

An act to amend the 4th section of an act entitled an act to incorporate the Danville manufacturing company, passed March 17, 1860.

They have passed house bills entitled :

An act to authorize Hughes Dillard to erect a dam half across Smith's river, in the county of Henry, in a manner not inconsistent with the rights of the Smith's river navigation company, No. 30.

An act to amend an act entitled an act to incorporate the Atlantic steam ferry company, No. 29.

And have passed with amendments, house bill entitled :

An act to revive and extend an ordinance respecting the issue of small notes, No. 39.

They have also passed bills entitled :

An act to amend section 11 of chapter 163 of the Code, in relation to the removal of the records and papers of courts, No. 20.

An act exempting from taxation the seal of courts attached to papers or records for the recovery of the wages or other dues of deceased soldiers, and to refund the tax heretofore paid, No. 21.

An act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office, No. 26.

An act providing for the appointment of additional clerks in the office of the auditor of public accounts, No. 24.

An act to provide temporary warehouses for tobacco, No. 25.

In which amendments and bills they respectfully request the concurrence of the house of delegates.

IN SENATE, Jan. 18, 1862.

The senate have passed house bill entitled :

An act to amend and re-enact an act entitled an act refunding to Moses G. Booth damages paid by him as surety of Samuel S. Turner, late sheriff of Franklin county, passed March 19, 1861.

They have agreed to the preamble and resolutions from the house of delegates in honor of the memory of John Tyler.

The following senate bills were read a first and second times, and referred to the committee on finance :

No. 21. A senate bill entitled an act exempting from taxation the seal of the courts attached to papers or records for the recovery of the wages or other dues of deceased soldiers, and to refund the tax heretofore paid.

No. 24. A senate bill entitled an act providing for the appointment of additional clerks in the office of the auditor of public accounts.

No. 26. A senate bill entitled an act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office.

No. 20. A senate bill entitled an act to amend section 11 of chapter 163 of the Code in relation to the removal of the records and papers of courts, was read a first and second times, and referred to the committee for courts of justice.

No. 25. A senate bill entitled an act to provide temporary warehouses for tobacco, was read a first and second times, and referred to the committee on agriculture and manufactures.

The amendments proposed by the senate to house bill entitled

No. 39. An act to revive and extend an ordinance respecting the issue of small notes, was taken up, and the bill and amendments referred to the committee on banks.

Mr. ROBERTSON, from the committee on banks, presented the following bill :

No. 55. A bill concerning bank directors.

Mr. SHEFFEY, from the committee on military affairs, presented a bill by way of substitute to the bill reported from the committee, entitled

No. 48. A bill to organize the state troops and volunteers of Virginia, which, on his motion, was laid on the table and ordered to be printed.

Mr. ANDERSON of Rockbridge, from the special committee to correspond with the lessees of the Washington and Smyth county salt works, presented a report.

Mr. ANDERSON, from the same committee, presented a report of the minority of the committee, which, together with the report of the committee, was, on his motion, laid on the table and ordered to be printed.

Mr. MONTAGUE presented the petition of citizens of Montgomery, praying the passage of a law to prevent the distillation of grain during the war ; which was ordered to be referred to the committee for courts of justice.

Mr. ROBERTSON presented the petition of the board of commissioners of free schools for Richmond ; which was ordered to be referred to the committee of schools and colleges.

On motion of Mr. McCAMANT,

Resolved, that the committee for courts of justice enquire whether any, and if any, what legislation is necessary to protect the holders of negotiable paper payable out of this state.

On motion of Mr. JOHNSON,

Resolved, that leave be given to withdraw from the files of the house, bill 140 and accompanying documents of session 1853-4, and that the same be referred to the committee of claims.

On motion of Mr. GATEWOOD,

Resolved, that the committee of claims be instructed to enquire into the expediency of remunerating Heller & Psho, of Woodstock, Virginia, for merchandise furnished first lieutenant Robert McChesney, Virginia volunteers.

Certain resolutions in reference to filling vacancies in the house of delegates, from the disloyal counties of the commonwealth, with the pending motion to postpone the resolutions indefinitely, being unfinished business of Friday last, were taken up.

Pending the consideration of which,

On motion of Mr. WILSON of Isle of Wight, the house adjourned until to-morrow, 12 o'clock.

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## TUESDAY, JANUARY 21, 1862.

The SPEAKER presented a communication from the joint committee of the provisional congress and general assembly of Virginia to superintend the funeral obsequies of the late John Tyler.

On motion of Mr. COLLIER,

Resolved, that the communication be entered upon the journal of the house.

### FUNERAL OF THE HON. JOHN TYLER.

#### *Order of Procession.*

1. The military selected for duty on the occasion.
2. The hearse containing the remains of the deceased, attended by the following gentlemen as pall-bearers: J. W. Brockenbrough, Virginia; Robert Toombs, Georgia; R. W. Barnwell, South Carolina; John B. Clark, Missouri; Thomas B. Munroe, Kentucky; Jackson Morton, Florida; John M. Morehead, North Carolina; W. P. Chilton, Alabama; John Robertson, senate of Virginia; James Neeson, senate of Virginia; B. B. Douglas, senate of Virginia; Thomas M. Isbell, senate of Virginia; W. Newton, house of delegates of Virginia; J. T. Anderson, house of delegates of Virginia; Andrew Hunter, house of delegates of Virginia; W. T. Jones, house of delegates of Virginia.
3. The family of the deceased, and physicians attending upon him in his last illness, and Bishop Johns.
4. The committee of arrangements of congress, and the joint committee of the general assembly of Virginia.
5. The president of the C. S. A.
6. The vice president and cabinet.
7. The governor, lieutenant governor, and secretary of the commonwealth of Virginia.
8. The judges of the courts of the Confederate States, and of the state of Virginia, and the attorney general of Virginia.
9. The congress of the Confederate States, preceded by their speaker, and attended by their clerk, sergeant at arms and other officers.

10. The senate of Virginia, preceded by their president pro tem. and attended by their clerk, sergeant at arms and other officers.
11. The house of delegates of Virginia, preceded by their speaker, and attended by their clerk, sergeant at arms and other officers.
12. The clergy of the city, officiating for the congress and Virginia legislature.
13. Officers of the army and navy of the Confederate States.
14. The mayor of Richmond and other city authorities.
15. The citizens generally.

On motion of Mr. COLLIER, the house adjourned until to-morrow, 12 o'clock.

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### WEDNESDAY, JANUARY 22, 1862.

Prayer by Rev. Mr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 20, 1862.

The senate have agreed to house resolution in relation to the re-enlistment of the volunteer forces of the state.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bill:

No. 56. A bill to regulate proceedings under the second section of ordinance No. 70, entitled an ordinance to prohibit citizens of Virginia from holding office under the United States government, passed by the convention of Virginia on the 27th day of June 1861.

Mr. RUTHERFOORD, from the same committee, presented the following reports:

An adverse report as to the expediency of reporting a bill to prevent the unnecessary consumption of grain in the manufacture of ardent spirits.

A report referring to the committee on military affairs a resolution as to the expediency of authorizing the county and corporation courts of this commonwealth to settle with the sheriffs militia fines.

An adverse report as to the expediency of providing by law for the trial of criminal cases by juries of a vicinage other than that in which the offence is alleged to have been committed.

Mr. BARBOUR, from the committee on finance, to whom had been referred

No. 21. A senate bill entitled an act exempting from taxation the seal of courts attached to papers or records for the recovery of the wages or other dues of deceased soldiers, and to refund the tax heretofore paid, reported the same without amendment.

Mr. BARBOUR, from the same committee, to whom had been referred the following senate bills, reported the same with amendments:

No. 26. A senate bill entitled an act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office.

No. 24. A senate bill entitled an act providing for the appointment of additional clerks in the office of the auditor of public accounts.

The SPEAKER laid before the house a communication from the attorney general of the state, in answer to a resolution of the house, in relation to the liability of resident aliens to be called into the military service of the state; which was laid on the table and ordered to be printed. Doc. No. 48.

The SPEAKER laid before the house a communication from Henry Hill, paymaster of the Virginia forces, in answer to a resolution of the house, showing the number of companies from Virginia enlisted prior to the 1st of July 1861; which was laid on the table and ordered to be printed. Doc. No. 49.

On motion of Mr. COLLIER,

Resolved, that the committee for courts of justice enquire into the expediency of requiring security for costs in all suits instituted in the courts of this commonwealth.

On motion of Mr. BUFORD,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of providing by law for allowing Eliza Ashe, a free woman of color, to remain in this state.

On motion of Mr. CECIL,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for compensating the families of persons killed by wrongful act, neglect or accident.

On motion of Mr. WOOTTEN,

Resolved, that the committee of claims enquire into the expediency of compensating Peter P. Penn of Henry county for the loss of his slave Albert, convicted of murder and sentenced to be executed by the county court of said county, May term 1861.

On motion of Mr. COLLIER,

Resolved, that leave be given to withdraw from the files of the house, bill 194 of the session of 1861, and that the same be referred to the committee of propositions and grievances.

On motion of Mr. BASKERVILL,

Resolved, that the committee for courts of justice enquire into the legality of the requisitions by the military authorities, for slaves upon the various counties and cities of the state, and make report thereon, if expedient, by bill or otherwise.

Mr. CROCKETT presented the petition of Robert Rosser and others, asking that taxes be refunded on land erroneously assessed; which was ordered to be referred to the committee on finance.

The joint order of the day for the election of senators to represent Virginia in the senate of the congress of the Confederate States, was taken up and read.

Mr. JAMES submitted the following resolution:

Resolved, that the execution of the joint order of the general assembly fixing the election of senators for this day, be postponed until the 12th day of February 1862.

And the question being on agreeing thereto, was put, and decided in the negative—Ayes 27, noes 88.



On motion of Mr. BURKS, the vote was recorded as follows :

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bradford, J. D. Davis, Dunn, Fleming, Gatewood, George, Gillespie, Green, Hunt, James, Johnson, Kyle, Lively, A. W. McDonald, I. E. McDonald, McLaughlin, Pitman, Richardson, Robinson, Rowan, Shannon, Sherrard, Small, Vermillion and Woodson—27.

**NOES**—Messrs. Kemper (speaker), Baker, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Brooks, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, Dabney, Daniel, R. J. Davis, Edmunds, Eggleston, Evans, Ewing, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gilmer, Gordon, Grattan, Harrison, Hunter, Irby, Jones, Jordan, Kaufman, Laidley, Lynn, Mallory, Mathews, McCamant, McGruder, McKinney, Montague, Murdaugh, R. E. Nelson, Newton, Noland, Orgain, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. C. Saunders, R. C. Saunders, Sheffey, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vaden, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten, Worsham, Wright and Wynne—88.

Mr. WILSON of Isle of Wight nominated *James Barbour* of Culpeper.

Mr. NEWTON nominated *R. M. T. Hunter* of Essex.

Mr. FORBES nominated *William Ballard Preston* of Montgomery.

Mr. ANDERSON of Rockbridge nominated *William C. Rives* of Albemarle.

A message was received from the senate by Mr. NEWLON, who informed the house of delegates that the senate had agreed to the following resolution, in which they respectfully requested the concurrence of the house of delegates :

Resolved, that the execution of the joint order of the day, which has for its object the election of senators to represent Virginia in the senate of the confederate congress, be postponed to the 15th of February next.

The resolution was taken up.

Mr. WOODHOUSE moved to amend the resolution by striking out "the 15th of February," and inserting "the 23d of January;" and the question being on agreeing thereto, Mr. STAPLES demanded the previous question, which was sustained by the house, and being put, was decided in the negative.

The question recurring on agreeing to the resolution from the senate, was put, and decided in the negative—Ayes 25, noes 90.

On motion of Mr. MALLORY, the vote was recorded as follows :

**AYES**—Messrs. J. T. Anderson, Collier, Dunn, Fleming, George, Gillespie, Green, Hunt, James, Johnson, Lively, A. W. McDonald, I. E. McDonald, McLaughlin, Pitman, Richardson, Robinson, Rowan, P. C. Saunders, Shannon, Sheffey, Sherrard, Small, Vermillion and Woodson—25.

**NOES**—Messrs. Kemper (speaker), F. T. Anderson, Baker, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Ewing, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, Gilmer, Gordon, Grattan, Harrison, Hunter, Irby, Jones, Jordan, Kaufman, Kyle, Laidley, Lynn, Mallory, Mathews, McCamant, McGruder, McKinney, Montague, Murdaugh, R. E. Nelson, Newton, Noland, Orgain, Prince, Reid, Riddick, Rives, Robertson, Rutherford, R. C. Saunders, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Tyler, Vaden, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten, Worsham, Wright and Wynne—90.

Ordered, that Mr. SHEFFEY inform the senate that the house had disagreed to their resolution postponing the joint order of the day.

Ordered, that Mr. WILSON of Isle of Wight inform the senate that the house of delegates was ready on their part to proceed with the execution of the joint order, and that *James Barbour*, *R. M. T. Hunter*, *William Ballard Preston* and *William C. Rives* were in nomination.

A message was received from the senate by Mr. THOMAS of Fairfax, who informed the house of delegates that the senate had agreed to the following resolution, in which they respectfully requested the concurrence of the house :

Resolved, with the concurrence of the house of delegates, that the further execution of the joint order of the day be postponed until to-morrow, at 12½ o'clock.

The resolution was taken up, and the question being on agreeing thereto, was put, and decided in the negative.

Mr. WOOLFOLK moved a suspension of the rule, with a view to reconsider the vote rejecting the resolution from the senate ; and the question being on agreeing thereto, was put, and decided in the negative.

Ordered, that Mr. TOMLIN inform the senate that the house of delegates had disagreed to their resolution.

A message was received from the senate by Mr. THOMAS of Fairfax, who informed the house of delegates that the senate insisted upon their resolution.

Mr. RUTHERFOORD moved that the house recede from their disagreement to the resolution from the senate ; and the question being on agreeing thereto, was put, and decided in the negative.

Ordered, that Mr. BURKS inform the senate that the house of delegates insist upon their disagreement to their resolution.

A message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had agreed to the following resolution, in which they respectfully requested the concurrence of the house of delegates :

Resolved, that the senate ask a committee of conference to consider the subject of disagreement between the two houses in relation to the execution of the joint order of the day, and have appointed on their part a committee, consisting of Messrs. Coghill, Douglas, and Thomas of Fairfax.

On motion of Mr. SHEFFEY, the resolution was concurred in.

Ordered, that Mr. SHEFFEY inform the senate thereof.

The SPEAKER announced the following committee under the resolution : Messrs. Sheffey, Rutherford, Wilson of Isle of Wight, Jones and Thomas.

Subsequently, Mr. SHEFFEY, from the joint committee, presented the following report :

The joint committee of conference being unable to agree upon an adjustment of the obstacles to the execution of the joint order for the election of senators, recommend that the further execution of the joint order be postponed until to-morrow, at half past twelve o'clock ; and that the committee have leave to confer further, and to make their report to the two houses when they reassemble.

R. A. COGHILL,  
*Chairman of Senate Committee.*  
HUGH W. SHEFFEY,  
*Chairman of House Committee.*

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the report of the joint committee of conference.

The report was then taken up and agreed to on the part of the house.

Ordered, that Mr. GREEN inform the senate thereof.

On motion of Mr. KAUFMAN, the house adjourned until to-morrow, 12 o'clock.

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THURSDAY, JANUARY 23, 1862.

Prayer by Rev. Mr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 22, 1862.

The senate have passed bills entitled:

An act concerning treasury notes, No. 7.

An act to enforce payment of balances due from commissioners of forfeited and delinquent lands, No. 27.

In which they respectfully request the concurrence of the house of delegates.

No. 7. A senate bill entitled an act concerning treasury notes, was read a first and second times, and referred to the committee on finance.

No. 27. A senate bill entitled an act to enforce payment of balances due from commissioners of forfeited and delinquent lands, was read a first and second times, and referred to the committee on finance.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following reports:

An adverse report as to the expediency of confiscating the bonds of the state held by the United States.

An adverse report to a resolution requiring rail road companies to pay full value for stock killed on their roads.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bills:

No. 57. A bill incorporating the Mutual life insurance company.

No. 58. A bill to incorporate the Planters insurance company.

No. 59. A bill changing the lines of Pulaski and Wythe counties.

Mr. SHEFFEX, from the committee of roads and internal navigation, presented the following bill:

No. 60. A bill to authorize the board of public works to transfer the Southwestern turnpike to the counties in which it lies.

Mr. EDMUNDS, from the committee on finance, presented the following bill:

No. 61. A bill refunding to William M. Hume, sheriff of Fauquier county, damages paid by him as such.

Mr. EDMUNDS, from the same committee, presented an adverse report to a resolution of expediency enquiring as to providing means for the relief of the poor loyal citizens of Elizabeth City county and the lower part of Warwick now in the hands of the enemy.

Mr. ROBERTSON, from the committee on banks, presented the following bill :

No. 62. A bill incorporating the Savings bank for small earnings, of the city of Richmond.

Mr. ROBERTSON, from the same committee, to whom had been referred

No. 39. A house bill entitled an act to revive and extend an ordinance respecting the issue of small notes, with the amendments thereto proposed by the senate, reported the same, with the recommendation that the amendments be agreed to.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from the president of the Hollywood cemetery company, recommending the purchase of a certain portion of said cemetery for public uses ; which was ordered to be printed, and referred to the committee on finance. Doc. No. 50.

The SPEAKER laid before the house a communication from Johnson J. Hooper, secretary of the provisional congress, enclosing a resolution of that body expressing the approbation of congress of a resolution of the general assembly, asserting the determination of Virginia to maintain her ancient boundaries, and pledging all the resources of the Confederacy to uphold her determination ; which were read, laid on the table, and ordered to be printed. Doc. No. 51.

On motion of Mr. EVANS,

Resolved, that the clerk of the house be directed to assign to the special committee appointed to ascertain what judges in the commonwealth should have their salaries discontinued, on account of disloyalty to the south, one of the clerks in his office.

Mr. SHEFFEY, from the joint committee of conference, in reference to the disagreement of the two houses in relation to the execution of the joint order of the day, which had for its object the election of two senators from the state of Virginia to the senate of the confederate congress, presented the following report :

The joint committee of the two houses recommend the adoption of the following joint order :

That the two houses proceed to-day, at half-past twelve o'clock, to the further execution of the joint order for the election of confederate senators ; and that they vote to fill both offices at the same time.

R. A. COGHILL,

*Chairman Senate Committee.*

HUGH W. SHEFFEY,

*Chairman House Committee.*

A message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had agreed to the report of the joint committee of conference.

The report was then taken up and agreed to.

On motion of Mr. SHEFFEY,

Resolved, that the senate be requested to return to the house of delegates the message communicated on yesterday, informing the senate that the house was ready on its part to proceed, in execution of the joint order, to the election of one senator, and that Messrs. *Barbour, Hunter, Rives* and *Preston* were put in nomination in this house.

Ordered, that Mr. SHEFFEY carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. THOMAS of Fairfax, who informed the house of delegates that the senate had agreed to the resolution just communicated.

The SPEAKER announced that under the report just agreed to, the rule requiring in all elections but one vacancy to be filled at a time was suspended, and that the nominations previously made having been returned, that in execution of the joint order of the day, nominations were in order.

Whereupon, Mr. WILSON of Isle of Wight withdrew the name of *James Barbour* of Culpeper.

Mr. NEWTON nominated *R. M. T. Hunter* of Essex.

Mr. CROCKETT nominated *William Ballard Preston* of Montgomery.

Mr. GREEN nominated *Charles W. Russell* of Ohio county.

Mr. WALKER nominated *William C. Rives* of Albemarle.

Mr. COLLIER nominated *William Daniel, jr.* of Campbell.

Ordered, that Mr. NEWTON inform the senate that the house of delegates is ready to proceed to the execution of the joint order of the day, which has for its object the election of senators from Virginia to the congress of the Confederate States, and that *R. M. T. Hunter, William Ballard Preston, Charles W. Russell, William C. Rives* and *William Daniel, jr.* are in nomination.

Mr. COLLIER, by leave of the house, withdrew the nomination of *William Daniel, jr.*

Ordered, that Mr. COLLIER inform the senate thereof.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate were ready on their part to proceed with the execution of the joint order, and that no other nominations had been made in that body.

The roll was then called, with the following result: For *R. M. T. Hunter*, 105; for *William Ballard Preston*, 67; for *C. W. Russell*, 39; for *William C. Rives*, 10; for *John B. Floyd*, 7; for *William Daniel, jr.* 2; for *James Barbour*, 1; for *James M. Mason*, 1; for *Henry A. Wise*, 1.

For *R. M. T. Hunter*—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gordon, Grattan, Green, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McGruder, McKinney, McLaughlin, Montague, Murdaugh, Newton, Noland, Orgain, Pitman, Prince, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, E. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tread-

way, Tyler, Vermillion, Ward, West, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—105.

*For W. B. Preston*—Messrs. Kemper (speaker), Baker, Barbour, Baskervill, Bouldin, Brooks, Buford, Burks, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, Custis, Dabney, J. D. Davis, R. J. Davis, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Friend, Garrison, Gilmer, Gordon, Hunt, Irby, Jones, Jordan, Kyle, Lundy, Lynn, Mallory, Mathews, McCamant, McGruder, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, Newton, Prince, Reid, Riddick, Rives, Robinson, Rowan, P. Saunders, R. C. Saunders, Sheffey, Spady, Staples, Steger, Taylor, Thrash, Tomlin, Treadway, Tyler, S. Wilson, Woodhouse, Woodson, Woolfolk and Wright—67.

*For C. W. Russell*—Messrs. J. T. Anderson, Blue, Booten, Bradford, Carpenter, Collier, Daniel, Edmunds, Bass, Franklin, Gatewood, George, Gillespie, Green, Hunter, Johnson, Kaufman, Laidley, Lively, A. W. McDonald, I. E. McDonald, Orgain, Pitman, Robinson, Rutherford, Sherrard, Small, Tate, Thomas, Vaiden, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Wootten, Worsham and Wynne—39.

*For F. C. Rives*—Messrs. F. T. Anderson, Barbour, J. J. Coleman, Harrison, Noland, Reid, Richardson, Vaiden, Walker and Williams—10.

*For J. B. Floyd*—Messrs. Bayse, Clarke, Dunn, Ewing, Grattan, Richardson and Shannon—7.

*For W. Daniel, jr.*—Messrs. Gilmer and Nelson—2.

*For J. M. Mason*—Mr. James—1.

*For J. Barbour*—Mr. Carpenter—1.

*For H. A. Wise*—Mr. Kemper (speaker)—1.

The SPEAKER announced the following committee to meet a committee on the part of the senate, and count the joint vote, viz: Messrs. Newton, Crockett, Green, Walker and Noland, who having performed that duty, subsequently reported by their chairman, Mr. NEWTON, as follows:

The committee appointed to count the joint vote cast for the election of two confederate senators, have discharged the duty assigned them, and beg leave to report:

Whole number of votes cast, 164. Necessary to a choice, 83. Of which R. M. T. Hunter received 140 votes; William Ballard Preston, 88; Charles W. Russell, 62; William C. Rives, 23; John B. Floyd, 7; William Daniel, jr. 2; James M. Mason, 1; James Barbour, 1; Henry A. Wise, 1.

*R. M. T. Hunter* and *William Ballard Preston* having received a majority of all the votes cast, were declared duly elected senators to represent Virginia in the senate of the congress of the Confederate States.

No. 48. A bill to organize the state troops and volunteers of Virginia, was taken up, on motion of Mr. ANDERSON, and made the order of the day for to-morrow at 12½ o'clock, and thereafter from day to day until disposed of.

On motion of Mr. ROWAN, the house adjourned until to-morrow, 12 o'clock.

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FRIDAY, JANUARY 24, 1862.

Mr. BASS, from the committee of claims, presented the following bill:

No. 63. A bill for the relief of Levi Johnson.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 64. A bill to constitute a corps more effectually to collect the arms of the state and Confederate States not in actual service ; which, on his motion, was read a first time, and ordered to be read a second time.

On motion of Mr. WOODHOUSE,

Resolved, that a select committee be appointed to enquire into the most effectual mode of preventing the escape of slaves to the public enemy, by reason of the carelessness of the owners of boats, in allowing their boats to remain where they can be used by slaves.

Mr. THRASH submitted the following resolution, which being objected to, was laid over under the rule :

Resolved, that the SPEAKER vacate the chair this evening at 3 o'clock, and resume it at 7½ o'clock, and so on from day to day, until the bill to organize the state troops and volunteers be finally disposed of.

The SPEAKER laid before the house a communication from the secretary of the board of public works, enclosing the proceedings of the board of public works for the last two years ; which was laid on the table and ordered to be printed. Doc. No. 17.

No. 52. A bill entitled a bill to amend and re-enact an ordinance to provide for enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861; was read a first time, and ordered to be read a second time.

No. 39. An engrossed bill entitled an act to revive and extend an ordinance respecting the issue of small notes, with the amendments proposed thereto by the senate, was taken up, on motion of Mr. ROBERTSON, and the amendments concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. MONTAGUE presented the petition of citizens of Montgomery, in relation to the distillation of grain during the war ; which was referred to the committee for courts of justice.

Mr. EGGLESTON presented the petition of citizens of Giles county ; which was referred to the committee for courts of justice.

Mr. BRADFORD presented the petition of James Ryan, sheriff of the county of Clarke ; which was referred to the committee on finance.

No. 49. A bill to incorporate the Catherine furnace company in the county of Spotsylvania, was taken up, on motion of Mr. ORGAIN, read a first time, and ordered to be read a second time ; and on his motion (two-thirds concurring), was read a second time, and ordered to be engrossed and read a third time ; and being forthwith engrossed (two-thirds concurring), was read a third time and passed.

Ordered, that Mr. GORDON carry the same to the senate, and request their concurrence.

On motion of Mr. STEGER,

Resolved, that the committee of claims enquire into the expediency of allowing John S. Rady the sum of sixty-one dollars, due him for services as page of this house for the session of 1847-48.

No. 58. A bill to incorporate the Planters insurance company, was taken up, on motion of Mr. COLLIER, read a first time, and on

his further motion (two-thirds concurring), was read a second time, and ordered to be engrossed and read a third time.

No. 46. A bill declaring a portion of South Anna river in Hanover county a lawful fence, was taken up, on motion of Mr. TAYLOR, and recommitteed to the committee of propositions and grievances.

No. 51. A bill to authorize the transfer of certain bonds of the state held in trust by the government of the United States for certain Indian tribes, and providing for the payment of interest thereon, was taken up, on motion of Mr. BARBOUR, read a first time, and on his further motion (two-thirds concurring), was read a second time, and ordered to be engrossed and read a third time.

No. 48. A bill to organize the state troops and volunteers of Virginia, being the special order of the day, was taken up.

Mr. ANDERSON, the chairman of the committee on military affairs, submitted various amendments, which were agreed to.

Mr. ANDERSON submitted an amendment, the effect of which was to cause all vacancies to be filled by promotion instead of by election, except in the office of lieutenant of lowest grade. Pending the consideration of which,

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

## SATURDAY, JANUARY 25, 1862.

Prayer by Rev. Mr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 24, 1862.

The senate have passed house bills entitled:

An act compensating George Duffey, late commissioner of the revenue for the city and county of Alexandria, for services performed, No. 33.

An act to authorize the establishment of a military school as a part of the instruction of Randolph Macon college, No. 36.

An act amending and re-enacting section 12 of chapter 77 of the Code of Virginia, No. 34.

An act authorizing and directing the sale and delivery by the governor of a convicted slave named Richard to John Washington of Caroline county, No. 35.

And they have passed bills entitled:

An act to authorize an alteration in the line of the South side rail road, No. 29.

An act for the relief of John R. Cunningham, administrator of Newton Cunningham, late sheriff of Prince Edward county, No. 30.

In which they respectfully request the concurrence of the house of delegates.

No. 29. A senate bill entitled an act to authorize an alteration in



the line of the South side rail road, was read a first and second times, and on motion of Mr. COLLIER, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 30. A senate bill entitled an act for the relief of John R. Cunningham, administrator of Newton Cunningham, late sheriff of Prince Edward county, was read a first and second times, and referred to the committee on finance.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred

No. 18. A senate bill entitled an act authorizing the judge of the court of hustings of the city of Richmond, to grant a new trial in the case of the Commonwealth against Edward Kersey and Hammett A. Pearce, reported the same without amendment.

Mr. RUTHERFOORD, from the same committee, to whom had been referred

No. 20. A senate bill entitled an act to amend section 11 of chapter 163 of the Code, in relation to the removal of the records and papers of courts, reported the same with amendments.

Mr. RUTHERFOORD, from the same committee, presented the following report :

An adverse report as to the expediency of compensating the clerk of the hustings court and the sergeant of the city of Richmond for services rendered in commonwealth's cases.

Mr. BARBOUR, from the committee on finance, to whom had been referred the following senate bills, reported the same without amendment :

No. 7. A senate bill entitled an act concerning treasury notes.

No. 27. A senate bill entitled an act to enforce payment of balances due from commissioners of forfeited and delinquent lands.

Mr. BUFORD, from the committee on banks, presented the following bill :

No. 65. A bill to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital.

Mr. BASS, from the committee of claims, presented the following bill :

No. 66. A bill compensating Peter P. Penn for the loss of his slave Albert.

The SPEAKER laid before the house a communication from the governor, enclosing the quarterly returns of certain banks of the commonwealth; which was laid on the table and ordered to be printed.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the committee on military affairs enquire into the expediency of organizing companies of rangers for the defence of the western and northwestern frontier.

On motion of Mr. HUNTER,

Resolved, that the committee on finance enquire into the expediency of providing by law for the remission of taxes upon state and corporation bonds, and other public securities, held by citizens of this state, which, in consequence of the circumstances of the present

war, are rendered of no value to the holders, or from which the holders can derive no income, in consequence of the war, and the course of policy pursued by the public enemy; and that said committee further enquire into the expediency of refunding such license taxes paid for the year 1861, by parties who have been prevented by the acts of either our own armies or those of the enemy from pursuing the business for which such licenses were granted.

Mr. MALLORY submitted the following resolution, which being objected to, was laid over under the rule:

Resolved, that after to-day the session of this house shall commence at 11 o'clock A. M. until otherwise ordered.

Mr. TAYLOR presented the remonstrance of Alexander Barlow and others of the county of Hanover, against the passage of any law making a portion of the South Anna river a lawful fence between the bridge of the Richmond, Fredericksburg and Potomac rail road and the Ground Squirrel bridge; which was referred to the committee of propositions and grievances.

On motion of Mr. GREEN,

Resolved, that the petition of J. T. B. Dorsey and others for the incorporation of "the Maryland society for the relief of sick and disabled Maryland soldiers and refugees," be referred to the committee on military affairs, with instructions to report thereon.

Mr. GREEN presented the memorial of J. T. B. Dorsey, Robert Oned and others, praying for the incorporation of the Maryland society for the relief of sick and disabled Maryland soldiers and refugees; which was referred to the committee on military affairs.

On motion of Mr. FLOOD,

Resolved, that the committee on banks enquire into the expediency of allowing savings banks to issue notes for sums less than one dollar, for circulation as currency, to an amount not exceeding one-half their respective capital, upon condition that the amount of such issues shall be invested in state stock, obtained from the state at par, and deposited in the treasury for the redemption of such notes.

No. 51. An engrossed bill to authorize the transfer of certain bonds of the state held in trust by the government of the United States for certain Indian tribes, and providing for the payment of interest thereon, was taken up, on motion of Mr. BARBOUR, read a third time and passed—Ayes 90.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Burks, Casanova, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Small, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wright—90.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

The SPEAKER announced the following committee under a resolu-

tion adopted on yesterday in relation to the prevention of the escape of slaves to the public enemy : Messrs. Woodhouse, Baker, Wilson of Isle of Wight, Murdaugh and Collier.

No. 48. A bill to organize the state troops and volunteers of Virginia, being the special order of the day, with the pending amendment thereto, providing for filling vacancies by promotion instead of election, except in the lowest grade of lieutenant, was taken up.

On motion of Mr. SAUNDERS of Campbell,

Resolved, that the house resolve itself in secret session.

The hall was then cleared of all persons except the members and officers of the house.

Pending the consideration of the amendment,

On motion of Mr. CAZENOVE, the house adjourned until Monday, 12 o'clock.

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MONDAY, JANUARY 27, 1862.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill :

No. 67. A bill to amend an act entitled an act amending the charter of the town of Danville, passed March 4th, 1854, and incorporating into one the subsequent acts amendatory thereof, which subsequently, on motion of Mr. BUFORD, was read a first time, and (two-thirds concurring) was read a second time, and ordered to be engrossed and read a third time.

Mr. McCAMANT, from the same committee, to whom had been re-committed.

No. 46. A bill declaring a portion of South Anna river in the county of Hanover a lawful fence, reported the same to the house, with a recommendation that it do not pass.

Mr. ANDERSON, from the committee on military affairs, presented the following bill :

No. 68. A bill authorizing the auditing board to allow certain claims not already provided for by law ; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. BARBOUR, from the committee on finance, presented the following bill :

No. 69. A bill to provide for the assumption and payment of the Confederate States war tax ; which, on his motion, was read a first time, and (two-thirds concurring) read a second time, and ordered to be engrossed and read a third time.

Mr. EVANS, from the special committee upon the subject of disloyal officers in the judicial department of the commonwealth, presented a report ; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 52.

On motion of Mr. MURDAUGH,

Resolved, that the committee on propositions and grievances be instructed to enquire into the expediency of authorizing the city of Portsmouth to purchase and hold a certain amount of stock in the Seaboard and Roanoke rail road company, and with power and authority to issue the bonds of said city to an amount at least equal to that of the purchase money paid therefor.

On motion of Mr. THRASH,

Resolved, that the committee on agriculture and manufactures be instructed to enquire into the expediency of incorporating the West fork iron manufacturing company in the county of Floyd.

Mr. PITMAN presented the petition of sundry citizens of Shenandoah, praying the prohibition by law of the distillation of grain into spirituous liquors, until after the war; which was ordered to be referred to the committee on finance.

On motion of Mr. GRATTAN,

Resolved, that the committee on finance enquire into the expediency of refunding to doctors of medicine serving as privates in the army license taxes paid by them.

On motion of Mr. STEGER,

Resolved, that the committee of finance enquire into the expediency of refunding to Haskins & Libby, and Charles E. Whitlock, administrator of Richard Whitlock deceased, certain taxes improperly assessed and paid by them.

No. 50. A bill for the relief of John Avis, late jailor of Jefferson county, was taken up, on motion of Mr. KAUFMAN, read a first time, and (two-thirds concurring) was read a second time, and ordered to be engrossed and read a third time.

No. 58. An engrossed bill to incorporate the Planters insurance company of Petersburg, was taken up, on motion of Mr. COLLIER, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BURKS presented the petition of Thomas W. Davis and others, volunteers of Virginia in service of the Confederate States, protesting against the passage of a certain bill for the organization of the military forces of the state, &c.; which was read, and on motion of Mr. BURKS, referred to the committee on military affairs and ordered to be printed. Doc. No. 53.

The following resolution, heretofore submitted by Mr. THRASH, was taken up on his motion:

Resolved, that the SPEAKER vacate the chair this evening at 3 o'clock, and resume it at 7½ o'clock, and so on from day to day, until the bill to organize the state troops and volunteers be finally disposed of.

And the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 96, noes 10.

On motion of Mr. COLLIER, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Bass, Bayse, Blue, Booten, Bouldin, Brooks, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J.

Coleman, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dunn, Edmunds, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McGruder, McKinney, McLaughlin, Montague, Murdaugh, Newton, No land, Orgain, Pitman, Prince, Reid, Richardson, Robertson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Staples, Steger, Taylor, Thrash, Tomlin, Treadway, Vermillion, Walker, Ward, West, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Worsham, Wright and Wynne—96.

NOES—Messrs. Barbour, Bradford, Garrison, Jones, A. W. McDonald, Riddick, Robinson, Small, Tate and J. L. Wilson—10.

Mr. ANDERSON of Botetourt submitted the following resolution :

Resolved, that after the debate on the pending amendment to the bill for organizing the state troops and volunteers shall be closed, the members shall be limited to ten minutes upon all other amendments to said bill, except the substitutes which shall be offered to the same.

Mr. HARRISON objected to the consideration of the resolution.

Mr. ANDERSON moved a suspension of the rule, with a view to consider the resolution ; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring upon the adoption of the resolution, was put, and decided in the affirmative.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had passed house bill entitled an act to authorize the transfer of certain bonds of the state held in trust by the government of the United States for certain Indian tribes, and providing for the payment of interest thereon.

The SPEAKER announced that the hour had arrived for the consideration of the special order of the day, viz :

No. 48. A bill to organize the state troops and volunteers of Virginia, and under the resolution of Saturday last, directed the sergeant at arms to clear the galleries and privileged seats.

Mr. BUFORD moved to rescind the resolution providing for secret sessions ; and the question being on agreeing thereto, was put, and decided in the negative.

The order of the day was then taken up ; and the question being on agreeing to the amendment heretofore submitted by Mr. ANDERSON of Botetourt, providing for filling vacancies by promotion instead of election, except in the office of lieutenant of the lowest grade. Pending the consideration of which,

The hour of 3 o'clock having arrived, the chair was vacated until 7 o'clock.

#### ————— EVENING SESSION.

The house resumed the consideration of the special order of the day, viz :

No. 48. A bill to organize the state troops and volunteers of Virginia, with the pending amendment thereto, submitted by Mr. ANDERSON of Botetourt, providing for filling vacancies by promotion

instead of election, except in the office of lieutenant of the lowest grade; and the question being on agreeing to the amendment,

Mr. MALLORY demanded the previous question, which was sustained by the house; and being put, was decided in the negative—Ayes 11, noes 52.

On motion of Mr. COLLIER, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), J. T. Anderson, Burks, J. J. Coleman, Evans, Friend, Hunter, Noland, Rutherford, Spady and Wootten—11.

NOES—Messrs. Baker, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Carpenter, Cazenove, Cecil, Clarke, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, Dunn, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Gatewood, George, Gilmer, Gratton, Green, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Montague, Murdaugh, Newton, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rowan, P. Saunders, Shannon, Sherrard, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Treadway, Vermillion, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Worsham and Wright—52.

On motion of Mr. CAZENOVE, the house adjourned until tomorrow, 12 o'clock.

## TUESDAY, JANUARY 28, 1862.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

A message from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 27, 1862.

The senate have passed a bill entitled:

An act to compensate William H. Dulany, attorney for the commonwealth for the circuit court of Fairfax, for his services for the spring term 1861.

In which they respectfully request the concurrence of the house of delegates.

No. 31. A senate bill entitled an act to compensate William H. Dulany, attorney for the commonwealth for the circuit court of Fairfax, for his services for the spring term 1861, was read a first and second times, and referred to the committee on finance.

Mr. BLUE, from the committee of privileges and elections, to whom had been referred

No. 14. A senate bill entitled an act to amend the 5th section of chapter 13 of the Code, in relation to administering the oaths to be taken by the members of the two houses of the general assembly, reported the same without amendment.

Mr. BLUE, from the same committee, presented the following bill:

No. 70. A bill changing the place of holding a separate election in the county of Rockingham.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following report:

An adverse report as to the expediency of providing by law for compensating the families of persons killed by wrongful act, neglect or accident.

Mr. CARPENTER, from the committee of roads and internal navigation, presented the following bill:

No. 71. A bill to incorporate the Virginia rolling mills company.

Mr. LAIDLEY presented certain communications in reference to the condition of things in Western Virginia, which were ordered to be referred to the committee on military affairs.

The SPEAKER laid before the house a communication from the governor of the commonwealth, enclosing a letter from the secretary of war, and a printed letter prepared by the acting commissioner of Indian affairs, in relation to certain Indian trust funds held by the government of the United States, consisting of bonds of the state of Virginia, and of bonds guaranteed by the state; which were read, and on motion of Mr. GRATTAN, referred to the committee on finance.

No. 69. An engrossed bill to provide for the assumption and payment of the Confederate States war tax, was taken up, on motion of Mr. BARBOUR, read a third time and passed—Ayes 97.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Custis, Dabney, J. D. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Montague, Murdaugh, Newton, Noland, Orgain, Payne, Prince, Reid, Riddick, Rives, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sheridan, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten, Worsham and Wright—97.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

The hour having arrived for the consideration of the order of the day,

No. 48. A bill to organize the state troops and volunteers of Virginia, being the special order of the day, was taken up.

Mr. RIVES submitted an amendment to the bill providing for the appointment of a surgeon and assistant surgeon of a regiment by the colonel thereof; and the question being on agreeing thereto, Mr. BLUE demanded the previous question; which was sustained by the house.

Mr. RIVES demanded the ayes and noes upon the question of agreeing to the amendment.

The SPEAKER announced that the demand for the ayes and noes was not sustained; and from that decision of the chair, Mr. RIVES appealed; and the question being—Shall the decision of the chair stand as the judgment of the house? was put, and decided in the affirmative.

The question recurring upon agreeing to the amendment proposed by Mr. RIVES, was put, and decided in the affirmative.

Mr. WOODSON moved to suspend the rule, with the view of reconsidering the vote by which the amendment was agreed to. Pending the consideration whereof,

The hour of 3 o'clock having arrived, the chair was vacated until 7½ o'clock P. M.

## EVENING SESSION.

No. 48. A bill to organize the state troops and volunteers of Virginia, being the special order of the day, was taken up.

The SPEAKER announced that when the hour of recess arrived, the pending question was the motion submitted by Mr. WOODSON to suspend the rule, with a view to reconsider the vote adopting the amendment authorizing the colonel of a regiment to appoint a surgeon and assistant surgeon therefor.

And the question being on agreeing thereto, was put; and it appearing that no quorum voted, Mr. McCAMANT moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. TOMLIN moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 13, noes 66.

On motion of Mr. TOMLIN, the vote was recorded as follows:

**AYES**—Messrs. Bradford, Carter, Grattan, Johnson, McCamant, McKinney, Riddick, Small, Sherrard, Tate, Thomas, Tomlin and J. L. Wilson—13.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Bass, Bayse, Blue, Booten, Bouldin, Brooks, Buford, Burks, Carpenter, Cazenove, Cecil, J. J. Coleman, Collier, Crockett, Custis, Dabney, Daniel, J. D. Davis, Dunn, Edmunds, Evans, Ewing, Forbes, Gilmer, Green, Hopkins, Hunter, Hunt, Irby, James, Jones, Jordan, Kaufman, Kyle, Lively, Mallory, Mathews, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, Newton, Pitman, Prince, Rives, Rowan, Rutherford, P. Saunders, Staples, Steger, Thrash, Treadway, Vermillion, Walker, West, Williams, Woodhouse, Woodson, Woolfolk, Wooten, Worsham and Wyne—66.

A quorum appearing, the question recurring upon the motion to suspend the rule, was put, and decided in the affirmative.

The question being on agreeing to the amendment, Mr. WOODSON submitted the following amendment to the amendment:

“The field officers of the regiment, upon their organization for service, shall appoint the regimental staff, to consist of one quartermaster, one quartermaster’s sergeant, one commissary, one surgeon, one assistant surgeon, one adjutant, and one sergeant major.”

And the question being on agreeing thereto, Mr. HUNTER demanded the previous question, which was sustained by the house; and being put, was decided in the negative.

The question recurring upon the adoption of the amendment authorizing the colonel of a regiment to appoint a surgeon and assistant surgeon; and the question being on agreeing thereto, Mr. GREEN demanded the previous question, which was sustained by the house; and being put, was decided in the affirmative—Ayes 48, noes 43.

On motion of Mr. COLLIER, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Brooks, Buford, Burks, Collier, Daniel, J. D. Davis, Dunn, Ewing, Flood, Forbes, Franklin, Gatewood, Grattan, Green, Harrison, Hopkins, Hunt, James, Johnson, Jordan, Kyle, Lively, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, Pitman, Prince, Rives, Rowan, Shannon, Small, Sherrard, Tate, Treadway, Walker, Woodhouse, Woodson, Woolfolk and Worsham—48.

**NOES**—Messrs. Kemper (speaker), Baker, Blue, Booten, Bouldin, Bradford, Carpenter, Carter, Cazenove, Cecil, J. J. Coleman, Crockett, Custis, Dabney, Edmunds, Evans, Garrison, Gilmer, Hunter, Irby, Jones, Kaufman, Lundy, Mallory, Newton, Noland, Riddick,



Rutherford, P. Saunders, Spady, Staples, Steger, Thomas, Thrash, Tomlin, Vermillion, West, Williams, J. L. Wilson, S. Wilson, Wootten, Wright and Wynne—43.

Mr. McDONALD of Hampshire submitted the following amendment to the 6th section of the bill :

“Provided however, that the appointment of surgeon or assistant surgeon shall be subject to the approval of any board which has been or may be constituted by the confederate government to examine into the qualifications of surgeons and assistant surgeons in the confederate service.”

And the question being on agreeing thereto, Mr. RIVES demanded the previous question, which was sustained by the house ; and being put, was decided in the affirmative.

Mr. MURDAUGH moved to suspend the rule, with a view to reconsider the vote adopting the amendment ; and the question being on agreeing thereto, Mr. BASS demanded the previous question, which was sustained by the house ; and being put, was decided in the negative—Ayes 38, noes 52.

On motion of Mr. COLLIER, the vote was recorded as follows :

AYES—Messrs. J. T. Anderson, F. T. Anderson, Bayse, Brooks, Burks, Cecil, Collier, Daniel, J. D. Davis, Flood, Forbes, Grattan, Hopkins, James, Johnson, Jordan, Kyle, Lively, Mathews, McCamant, I. E. McDonald, McLaughlin, Montague, Murdaugh, Pitman, Prince, Rives, Rowan, Shannon, Small, Sherrard, Treadway, Walker, S. Wilson, Woodson, Woolfolk, Wootten and Worsham—38.

NOES—Messrs. Kemper (speaker), Baker, Bass, Blue, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cazenove, J. J. Coleman, Crockett, Custis, Dabney, Dunn, Edmunds, Evans, Ewing, Franklin, Garrison, Gatewood, Gilmer, Green, Harrison, Hunter, Hunt, Irby, Jones, Kaufman, Lundy, Mallory, A. W. McDonald, McKinney, Newton, Noland, Riddick, Rutherford, P. Saunders, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Vermillion, West, Williams, J. L. Wilson, Wright and Wynne—52.

Mr. BUFORD moved to amend the section further by inserting after the clause therein, giving to the colonel of a regiment the appointment of a surgeon and assistant surgeon, the following :

“But the appointment of surgeon and assistant surgeon shall be made on the nomination of a majority of the captains of the regiment.”

And the question being on agreeing thereto, Mr. GREEN demanded the previous question, which was sustained by the house ; and being put, was decided in the affirmative.

The bill was then further amended ; and pending the further consideration thereof,

On motion of Mr. JOHNSON, the house adjourned until to-morrow, 12 o'clock.

WEDNESDAY, JANUARY 29, 1862.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 28, 1862.

The senate have passed house bills entitled:

An act to incorporate the Catharine furnace company in the county of Spotsylvania, No. 49.

An act for the relief of John S. Currell, James W. Gresham administrator of George W. Flowers, and William N. Kirk, No. 15.

And they have agreed to the amendments proposed by the house of delegates to senate bill entitled:

An act to amend and re-enact the 13th section of chapter 42 of the Code (edition of 1860), so as more effectually to regulate the sales of real estate under executions in favor of the commonwealth, No. 13.

Mr. BARBOUR, from the committee on finance, to whom had been referred

No. 30. A senate bill entitled an act for the relief of John R. Cunningham, administrator of Newton Cunningham, late sheriff of Prince Edward county, reported the same without amendment.

Mr. ANDERSON, from the committee on military affairs, to whom had been referred

No. 3. A senate bill entitled an act to authorize county and corporation courts to certify insolvent muster fines in certain cases, reported the same without amendment.

Mr. ANDERSON, from the same committee, presented the following bills:

No. 72. A bill authorizing payments for clothing, &c. furnished the militia of Roanoke.

No. 73. A bill to authorize the organization of ten companies of rangers; which said bill was read a first time, and laid on the table and ordered to be printed.

The following bills were read a first time, and ordered to be read a second time:

No. 63. A bill for the relief of Levi Johnson.

No. 72. A bill authorizing payments for clothing, &c. furnished the militia of Roanoke.

The following bills were read a first time, and two-thirds concurring, a second time, and ordered to be engrossed and read a third time.

No. 57. A bill incorporating the Mutual life insurance company.

No. 66. A bill compensating Peter P. Penn for the loss of his slave Albert.

On motion of Mr. WEST,

Resolved, that the committee on finance enquire into the expediency of allowing the sheriffs of the commonwealth further time.

than that now allowed by law, to pay the portion of the revenue due from them in March next.

On motion of Mr. HUNTER,

Resolved, that the committee on finance be directed to enquire into the expediency of reporting bill 234 of last session, for the relief of Samuel Stone, commissioner of the revenue of Jefferson county.

On motion of Mr. BLUE,

Resolved, that the committee on military affairs enquire into the expediency of so arranging and filling up companies and regiments in the militia service of the state, as to prevent the enormous expense now incurred by having parts of companies and regiments in the service, with full and complete staff officers, quartermasters, &c., in full pay, when in fact some of the regiments thus officered do not constitute a full company.

On motion of Mr. GATEWOOD,

Resolved, that the committee on finance enquire into the expediency of reporting a bill for the relief of the sureties of James H. Smoot, deputy sheriff of Shenandoah county.

On motion of Mr. SPADY,

Resolved, that the committee of claims enquire into the expediency of allowing to William T. Fitchett the sum of fifty dollars for services rendered as commonwealth's attorney for the county of Northampton.

On motion of Mr. BUFORD,

Resolved, that the committee of claims enquire into the expediency of making compensation to Samuel S. Bryant, for certain services as attorney, rendered at the instance of the hustings court of Danville.

On motion of Mr. CUSTIS,

Resolved, that the committee on finance enquire into the expediency of refunding to Marion Colbert the sum of forty-eight dollars paid by him to the sheriff of Elizabeth City county as license tax.

On motion of Mr. GREEN,

Resolved, that the committee on finance enquire into the expediency of refunding to Patrick McGraw forty dollars and fifty cents, his license to retail ardent spirits, the same being revoked by military authority.

On motion of Mr. McLAUGHLIN,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of constructing a military road from Marlin's Bottom in Pocahontas county by Webster courthouse, to intersect the Weston and Gauley bridge turnpike, at the salt works in Braxton county.

On motion of Mr. ANDERSON of Rockbridge, the report of the joint committee appointed to correspond with the lessees of the salt works, was taken up, and made the order of the day for Thursday the 7th of February, at 1 o'clock.

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had passed a bill en-

titled an act to raise and organize Virginia's quota of the confederate army: in which they respectfully request the concurrence of the house of delegates.

The hour having arrived for the consideration of the order of the day,

No. 48. A bill to organize the state troops and volunteers of Virginia, being the special order of the day, was taken up in secret session.

Mr. COLLIER moved to strike out the sixth section of the bill; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 43, noes 59.

On motion of Mr. COLLIER, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Bayse, Buford, Burks, Collier, Daniel, J. D. Davis, Fletcher, Forbes, Franklin, Gillespie, Grattan, Green, Hopkins, James, Johnson, Jordan, Lively, Mathews, McCamant, A. W. McDonald, Murdaugh, R. E. Nelson, Pitman, Prince, Richardson, Rives, Rowan, R. C. Saunders, Shannon, Small, Sherrard, Tate, Treadway, Vermillion, Walker, Woodhouse, Woodson, Woolfolk and Worsham—43.

**NOES**—Messrs. Kemper (speaker), Bass, Blue, Booten, Bouldin, Bradford, Cecil, Clarke, J. J. Coleman, Crockett, Dabney, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Friend, Garrison, Gatewood, George, Gilmer, Harrison, Hunter, Hunt, Irby, Jones, Kaufman, Kyle, Lockridge, Lundy, Mallory, I. E. McDonald, McKinney, McLaughlin, Montague, Newton, Noland, Orgain, Payne, Reid, Riddick, Robertson, Rutherford, P. Saunders, Spady, Staples, Steger, Thomas, Thrash, Tomlin, Ward, West, Williams, J. L. Wilson, S. Wilson, Wooten and Wright—59.

Mr. GREEN submitted an amendment to the bill. Pending the consideration of which,

Mr. BARBOUR moved to lay the bill and pending amendment on the table; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BARBOUR moved to take up and consider

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army; and the question being on agreeing thereto, was put, and decided in the affirmative.

The bill was then read a first and second times; and the question being—Shall the bill be committed or read a third time? Mr. BARBOUR moved that the further consideration of the bill be postponed until 7½ o'clock this evening.

Mr. BARBOUR submitted the following preamble and resolution:

The general assembly, appreciating the eminent military services of Gen. Joseph E. Johnston in the present war, desire to offer to him some public recognition of his well earned claim upon the regard and affection of his native state: Therefore,

Resolved by the general assembly, that the board of visitors of the Virginia military institute shall admit, in all respects as state cadets, any two young men who may be nominated to them by Gen. Johnston; and whenever a vacancy shall occur in either of said appointments, the same shall be filled in like manner, upon the nomination of Gen. Johnston.

Objection being made to the consideration of the preamble and resolution, Mr. BARBOUR moved a suspension of the rule; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution,  
The hour of 3 o'clock having arrived, the chair was vacated until  
7½ o'clock P. M.

### --- EVENING SESSION.

The preamble and resolution expressing the appreciation of the general assembly of the military services of Gen. Joseph E. Johnston during the present war, submitted by Mr. BARBOUR, was taken up; and the question being on agreeing thereto, Mr. BARBOUR demanded the previous question, which was sustained by the house; and being put, was decided in the affirmative—Ayes 97, noes 2.

On motion of Mr. HUNTER, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, Cecil, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Malory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Montague, Murdaugh, R. E. Nelson, Newton, Noland, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Treadway, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Worsham and Wynne—97.

**NOES**—Messrs. Green and Wootten—2.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. WORSHAM, the house adjourned until to-morrow, 12 o'clock.

### --- THURSDAY, JANUARY 30, 1862.

Prayer by Rev. Mr. Dashiell of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 29, 1862.

The senate have passed a bill entitled:

An act authorizing the commissioner of the revenue for the southern district of Halifax county to issue a license to David Apt as a hawker and peddler in said county, No. 33.

In which they respectfully request the concurrence of the house of delegates.

No. 33. A senate bill entitled an act authorizing the commissioner of the revenue for the southern district of Halifax county to issue a license to David Apt as a hawker and peddler in said county; which was read a first and second times, and on motion of Mr. EDMUNDS, read a third time and passed.

Mr. BARBOUR, from the committee on finance, to whom had been referred

No. 31. A senate bill to compensate William H. Dulaney, attorney for the commonwealth for the circuit court of Fairfax county, for his services for the spring term 1861, reported the same without amendment.

Mr. BARBOUR, from the same committee, presented the following bills:

No. 74. A bill providing for the collection of the arrears of taxes.

No. 75. A bill making an appropriation to the civil contingent fund; which last bill was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time.

Mr. BARBOUR, from the same committee, presented an adverse report to the petition of John H. Allen, praying that certain fines and damages paid by him as sheriff of Lee county, and by his securities, be refunded to him and them.

No. 66. An engrossed bill compensating Peter P. Penn for the loss of his slave Albert, was taken up, on motion of Mr. WOOTTEN, read a third time and passed—Ayes 88, noes 7.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Barbour, Baskervill, Bass, Booten, Bradford, Buford, Burks, Cazenove, Cecil, J. J. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, Dunn, Edmunds, Evans, Fleming, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, Newton, Noland, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, Shannon, Small, Sheridan, Spady, Staples, Steger, Thomas, Thrash, Treadway, Walker, Ward, West, Williams, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wright—88.

NOES—Messrs. Eggleston, Lundy, Mallory, R. C. Saunders, Tate, Vermillion and J. L. Wilson—7.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BUFORD submitted the following joint resolution:

Resolved, that the general assembly remembers with pride and gratitude, the invaluable services to Virginia, of General G. T. Beauregard, in the most perilous period of her recent history; and having learned that he is soon to be transferred to a distant field, the general assembly regard it a grateful duty to tender to him this public assurance of the exalted estimate in which the people of Virginia will ever hold his heroic devotion, through the campaign of 1861, to the protection of Virginia, and her sister Confederate States.

And the question being on agreeing thereto, Mr. McCAMANT demanded the previous question; which was sustained by the house, and being put, was decided unanimously in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, was taken up in secret session, and read a second time.

Mr. TOMLIN moved to amend the bill, by striking out the entire bill, and inserting a bill submitted by himself by way of substitute. Pending the consideration of which,

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

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### EVENING SESSION.

No. 3. A senate bill entitled an act to authorize county and corporation courts to certify insolvent muster fines in certain cases, was taken up, on motion of Mr. JONES, and read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the pending substitute thereto, submitted by Mr. TOMLIN, was taken up.

On motion of Mr. ROBINSON,

Resolved, that the debate upon the substitute under consideration be limited to ten minutes to each member who may desire to speak thereon.

Mr. HUNTER submitted an amendment to the 2d section of the substitute, providing that when the question is asked of the volunteer whether he will enlist or not, the commanding officer shall also make his own election whether to re-enlist or not; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 29, noes 55.

On motion of Mr. TOMLIN, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Baskervill, Bass, Brooks, Buford, Cecil, Collier, Dabney, Flood, Franklin, Green, Hunter, Kaufman, Kyle, Lockridge, McLaughlin, Montague, Pitman, Prince, Rives, Rowan, Shannon, Sherrard, Staples, Thrash, Walker, Ward, J. L. Wilson and Wootten—29.

NOES—Messrs. Kemper (speaker), Bayse, Blue, Booten, Bouldin, Bradford, Carter, Cazenove, J. J. Coleman, Custis, Edmunds, Eggleston, Evans, Fleming, Friend, Gatewood, Gilmer, Gordon, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Lively, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Murdaugh, R. E. Nelson, Newton, Noland, Orgain, Richardson, Rutherford, P. Saunders, R. C. Saunders, Spady, Steger, Tate, Thomas, Tomlin, Treadway, West, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Worsham and Wright—55.

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

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### FRIDAY, JANUARY 31, 1862.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

Mr. ANDERSON, from the committee on military affairs, presented the following resolution:

Resolved by the general assembly, that the senators from Virginia in the congress of the Confederate States be instructed, and the members of the house of representatives be requested to use their

influence to procure the passage of a law to increase the pay of the non-commissioned officers and privates of the confederate army four dollars per month during the existing war.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. ANDERSON, from the same committee, presented a report asking that the committee on military affairs be discharged from the further consideration of a resolution of enquiry as to what departments and officers connected with the military organization of this commonwealth, may be advantageously dispensed with, and that the same be referred to the joint committee upon the reduction of expenditures in the civil and military departments; which was concurred in.

Mr. MONTAGUE, from the committee to examine the penitentiary, presented the following bills:

No. 76. A bill requiring the penitentiary store keeper to make quarterly reports to the board of visitors.

No. 77. A bill to remove lunatics confined in the penitentiary to the lunatic asylums.

Mr. WOODHOUSE, from the special committee in relation to the prevention of the escape of slaves, presented the following bill; which, on his motion, was read a first time, and ordered to be read a second time:

No. 78. A bill to organize companies for special service.

Mr. JOHNSON, from the joint committee to examine the first auditor's office, presented a report.

Mr. BASS presented the petition of the stockholders and directors of the Roanoke savings bank and sundry citizens, praying that said bank be allowed the privilege of purchasing new state stock as a basis for issuing small notes, and to allow said bank to issue upon that basis; which was ordered to be referred to the committee on banks.

Mr. TAYLOR presented the petition of O. F. Chisholm, praying to be refunded a license tax; which was ordered to be referred to the committee on finance.

On motion of Mr. GEORGE,

Resolved, that the committee on military affairs enquire into the expediency of reorganizing the 17th and 28th brigades of the Virginia militia.

Mr. CUSTIS presented the petition of E. Cooper, praying compensation as clerk of a court of enquiry; which was ordered to be referred to the committee on military affairs.

On motion of Mr. MCCAMANT,

Resolved, that the committee for courts of justice enquire into the expediency of re-enacting the act of October 1777, concerning engrossers, regraters and forestallers, or so much thereof as may be applicable to the present state of the country.



On motion of Mr. HARRISON,

Resolved, that the committee for courts of justice be directed to enquire into the expediency of increasing the fees now allowed by law to commissioners in chancery.

Mr. ROBERTSON presented the petition of Wm. B. Isaacs and others, praying the incorporation of the Bank of Commerce of the city of Richmond; which was ordered to be referred to the committee on banks.

On motion of Mr. ROWAN,

Resolved, that the committee on military affairs enquire into the expediency of compensating privates in the 19th brigade Virginia militia, for clothing not allowed them when paid for their services.

On motion of Mr. HARRISON,

Resolved, that leave be given to withdraw from the files of the extra session of this house, the petition of certain officers and privates of the 57th regiment of Virginia militia, asking compensation for certain companies of said regiment, for services rendered by them during the John Brown raid, and that the same be referred to the committee on military affairs.

No. 64. An engrossed bill to constitute a corps more effectually to collect the arms of the state and Confederate States not in actual service, was taken up, on motion of Mr. PRINCE, and on motion of Mr. ANDERSON of Botetourt, laid on the table.

On motion of Mr. WOOLFOLK,

Whereas it has been represented to the legislature of Virginia, that by the indiscreet distilling of grain into liquors in various portions of this state, great distress is caused to the families of volunteers and others, by the scarcity of grain: Therefore,

Be it resolved, that the committee on agriculture and manufactures enquire into the expediency of reporting a bill allowing the county and corporation courts to tax or prohibit the distilling of grain in their respective counties and corporations.

Mr. WOODSON submitted the following resolutions:

Resolved, that the various bills for the reorganization of the militia, with the various substitutes thereto, be referred to a joint committee of the house and senate, with instructions to report a bill at the earliest practicable period.

Resolved, that the presiding officers of the respective houses be requested to place upon said committee the chairmen of the respective military committees in each house, the authors of the substitutes to the militia bill now pending, and such other gentlemen as the presiding officers may deem proper.

And the question being on agreeing thereto, the SPEAKER announced that the hour had arrived for the consideration of the order of the day; which was

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the pending substitute submitted thereto by Mr. TOMLIN.

The order of the day was taken up.

Mr. BOULDIN moved to amend the 2d section of the substitute submitted by Mr. TOMLIN, by striking out the entire section, and inserting in lieu thereof the following:

"Immediately after the passage of this act, the governor shall require the commandants of the several regiments, battalions and detachments of Virginia volunteers to cause complete rolls of the several companies now in service to be made out and returned forthwith to the adjutant general of the state, designating the name, age and residence of each volunteer, the time when his term of service expires, and the company and regiment to which he belongs; and thereupon the governor shall cause the adjutant general, without delay, to draft, by lot, in just proportions, to constitute the entire military force in active service, from the militia of the several counties, cities and towns in which the companies aforesaid respectively volunteered, a number of men sufficient to raise each company now in service to a minimum number of one hundred, or a maximum number of one hundred and twenty men, rank and file, as may be required by the commandants of the several regiments aforesaid: such commandants to make such requisition at the time the company rolls shall be returned as aforesaid. But if any such county, city or town shall have already furnished its ratable proportion of men, or shall be in possession of the enemy, then the draft hereby authorized may be made in fair proportions as aforesaid, from the most convenient counties, cities or towns which may not have furnished their full quota of men. The men drafted under this and the succeeding section, shall, as soon as drafted, be ordered by the governor to report themselves immediately to the officers commanding the respective companies, for the completion of which they may be drafted, and shall be mustered into service for a term of two years, unless sooner discharged."

And the question being on agreeing thereto, Mr. WILSON of Isle of Wight moved to lay the bill and substitute, with the pending amendment, on the table; and the question being on agreeing thereto, Mr. BASS demanded the previous question, which was sustained by the house; and being put, was decided in the negative.

The question recurring on agreeing to the amendment submitted by Mr. BOULDIN, Mr. WILSON of Isle of Wight demanded the previous question, which was sustained by the house; and being put, was decided in the affirmative—Ayes 69, noes 19.

On motion of Mr. RIVES, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Baskerville, Bass, Bouldin, Bradford, Brooks, Burks, Carpenter, Cazenove, Cecil, J. J. Coleman, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Edmunds, Fletcher, Flood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, Jordan, Kaufman, Kyle, Lundy, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, R. E. Nelson, Orgain, Payne, Pitman, Reid, Richardson, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Small, Sherrard, Spady, Staples, Steger, Taylor, Thomas, Thrash, Walker, Ward, West, Williams, S. M. Wilson and Woodhouse—69.

**NOES**—Messrs. Bayse, Buford, Collier, Crockett, Fleming, Franklin, Gatewood, James, Johnson, Jones, Lively, Murdaugh, Newton, Rives, Shannon, Tate, Tomlin, J. L. Wilson and Woolfolk—19.

Mr. BOULDIN moved further to amend the substitute, by inserting after the 2d section an independent section; and the question being on agreeing thereto,

The hour of 3 o'clock having arrived, the chair was vacated until 7½ o'clock P. M.

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### EVENING SESSION.

On motion of Mr. LOCKRIDGE,

Resolved, that the committee of roads and internal navigation enquire into the expediency of making an appropriation for the repair of the Huntersville and Warm springs turnpike, with a view to the transportation over it of army supplies.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute submitted thereto by Mr. TOMLIN, being the special order of the day, with the pending amendment to the substitute, submitted by Mr. BOULDIN, was taken up.

Mr. ANDERSON of Botetourt moved a division of the question upon the amendment; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. MCCAMANT moved a suspension of the rule, with a view to reconsider the vote by which the house ordered a division of the question; and the question being on agreeing thereto, was put; and it appearing that no quorum voted,

On motion of Mr. ORGAIN, the house adjourned until to-morrow, 12 o'clock.

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### SATURDAY, FEBRUARY 1, 1862.

Prayer by Rev. Mr. Peterkin of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Jan. 31, 1862.

The senate have passed house bill entitled:

An act to incorporate the Planters insurance company of Petersburg, No. 58.

And they have passed with amendments house bill entitled:

An act to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and between the Richmond and Petersburg rail road and Petersburg rail road in Petersburg, No. 7.

They have agreed to a joint resolution concerning prisoners held at Wheeling.

They have passed a bill to take the sense of the people on certain

ordinances of the convention which assembled at the capitol in the city of Richmond on the 13th day of February 1861.

In which amendments, resolution and bill they respectfully request the concurrence of the house of delegates.

The amendments proposed by the senate to house bill entitled :

No. 7. An act to authorize a connection between the Richmond, Fredericksburg and Potomac rail road and the Richmond and Petersburg rail road in Richmond, and the Richmond and Petersburg and Petersburg rail road in Petersburg, were concurred in.

Ordered, that the clerk inform the senate thereof.

A joint resolution communicated from the senate concerning prisoners held at Wheeling, was concurred in.

Ordered, that the clerk inform the senate thereof.

No. 37. A senate bill entitled an act to take the sense of the people on certain ordinances of the convention which assembled at the capitol in the city of Richmond on the 13th day of February 1861, was read a first and second times, and referred to the committee for courts of justice.

Mr. NEWTON, from the committee on finance, presented an adverse report to a resolution as to the expediency of refunding to Marion Colburn \$48, paid by him to the sheriff of Elizabeth City county as license tax.

On motion of Mr. COLLIER,

Resolved, that the committee on agriculture and manufactures enquire into the expediency of incorporating the Petersburg iron works.

On motion of Mr. HUNTER,

Resolved, that after this day, and until the bill for the reorganization of the military forces of Virginia shall have been disposed of, the morning hour of meeting of the house shall be 11 o'clock.

On motion of Mr. MATHEWS,

Resolved, that the committee on finance enquire into the expediency of correcting the assessment of two tracts of land in Greenbrier county in the name of James C. Polluck, and of relieving him from the payment of the taxes under the present assessment.

Mr. HUNTER submitted the following resolution :

Resolved, that the house will at once proceed to consider and determine definitively which of the plans for organizing the military forces of Virginia shall form the basis or outline of a bill to be passed by this house ; and the question being on agreeing thereto, was put, and decided in the negative.

No. 18. A senate bill entitled an act authorizing the judge of the court of hustings of the city of Richmond to grant a new trial in the case of the commonwealth against Edward Kersey and Hammett A. Pearce, was taken up, on motion of Mr. STEGER, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 75. An engrossed bill making an appropriation to the civil contingent fund, was taken up, on motion of Mr. BARBOUR, read a third time and passed—Ayes 82.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Bass, Bayse, Blue, Bouldin, Bradford, Buford, Burks, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Custis, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Friend, Gatewood, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Johnson, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, Murdaugh, R. E. Nelson, Newton, Orgain, Payne, Pitman, Reid, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Worsham, Wright and Wynne—82.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The hour having arrived for the consideration of the order of the day,

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute submitted thereto by Mr. TOMLIN, being the order of the day, with the pending amendment submitted to the substitute by Mr. BOULDIN, was taken up; and the question being on agreeing to the motion to reconsider the vote by which the house ordered a division of the question upon the amendment submitted by Mr. BOULDIN, Mr. BOULDIN, by unanimous consent, withdrew the amendment.

Mr. BOULDIN submitted the following amendment to the substitute of Mr. TOMLIN:

Add as an independent section after the 2d section the following:

“ days before the day on which the terms of service of the several volunteer companies now in service shall expire, the governor shall require all such companies to be mustered for re-enlistment by the officers commanding the same, who shall submit to each volunteer whose term of service will so expire, the question whether he will re-enlist or not; and shall make out accurate company rolls, designating therein the name, age and residence of each volunteer who shall decline to re-enlist, the time his term of service will expire, and the company and regiment to which he belongs, and return the same forthwith to the adjutant general of the state: And thereupon the governor shall cause the adjutant general to draft by lot in fair proportions, from the respective counties, cities and towns in which the volunteers so refusing to enlist originally volunteered, or from other counties, cities and towns convenient thereto, a number of men sufficient to raise each company to the minimum number of one hundred men: and in making such draft, the adjutant general shall include as a part of the militia to be drafted, the persons so refusing to re-enlist; and shall proceed in all respects in the same manner, and be governed by the same principles prescribed in the preceding section. The same proceedings shall be adopted from time to time, as often as any deficiency shall occur in any company in service, by reason of the refusal of volunteers to re-enlist or otherwise. But when volunteers declining to re-enlist shall be drafted, their term of service shall be two years, deducting therefrom the term of their previous service. Nor shall any such volunteer be enrolled for duty for the period of forty days from the date of his discharge, unless prior to that time he has been allowed a fur-

lough of forty days or more, or unless the public exigencies shall imperatively demand his services. And the general assembly recommends that a furlough of at least sixty days be granted to all volunteers who shall re-enlist, at such time as the public exigencies may allow, unless such furlough shall have been previously allowed."

And the question being on agreeing thereto, Mr. EVANS demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 45, noes 45.

On motion of Mr. TOMLIN, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Baskervill, Bouldin, Bradford, Cazenove, Cecil, J. J. Coleman, Custis, R. J. Davis, Evans, Fleming, Friend, Garrison, Gordon, Hopkins, Hunter, Hunt, Johnson, Jones, Kaufman, Lockridge, Lundy, McCamant, R. E. Nelson, Newton, Orgain, Payne, Reid, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Small, Sherrard, Spady, Steger, Taylor, Thomas, Thrash, Ward, West, Williams, J. L. Wilson and Wynne—45.

**NOES**—Messrs. J. T. Anderson, Barbour, Bass, Bayse, Blue, Brooks, Buford, Burks, Clarke, Crockett, Daniel, J. D. Davis, Edmunds, Eggleston, Ewing, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, James, Jordan, Kyle, Laidley, Lively, Mathews, A. W. McDonald, McLaughlin, Montague, Murdaugh, Rives, Shannon, Staples, Tate, Tomlin, Vermillion, Walker, Woodhouse, Worsham and Wright—45.

On motion of Mr. WILSON of Isle of Wight, the house adjourned until Monday, 11 o'clock.

## MONDAY, FEBRUARY 3, 1862.

Prayer by Rev. Dr. Burroughs of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 1, 1862.

The senate have passed a bill entitled:

An act to amend section 11, chapter 29 of the Code, so as to exempt the property of persons in the military service of the state from distress for rent payable in money.

In which they request the concurrence of the house of delegates.

No. 12. A senate bill entitled an act to amend section 11 of chapter 29 of the Code, so as to exempt the property of persons in the military service of the state from distress for rent payable in money, was read a first and second time, and referred to the committee for courts of justice.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 79. A bill to authorize the governor to settle the account of Sampson Jones, agent of Mrs. Jane A. Griffin.

Mr. ORGAIN, from the committee of agriculture and manufactures, presented the following bill:

No. 79\*. A bill incorporating the Petersburg iron works; which subsequently, on motion of Mr. COLLIER, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. SHANNON, from the joint committee to examine the second auditor's office, submitted a report; which was laid upon the table.

On motion of Mr. McCAMANT,

Resolved, that the joint committee on the penitentiary enquire into and report to this house whether any, and if any, what has been the character and extent of violation of duty on the part of the present superintendent, in the matter of hiring out free negroes and slave convicts.

On motion of Mr. LOCKRIDGE,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of reporting a bill for the appropriation of a sum of money sufficient to repair the turnpike road from the Warm springs in Bath county to Greenbrier bridge in Pocahontas county, for the purpose of transporting over said road supplies for the army.

On motion of Mr. WALKER,

Resolved, that the committee on military affairs enquire into the expediency of providing by law for paying the members of Captain Crawford's company in the 5th regiment of Virginia volunteers, for services rendered during the present war.

On motion of Mr. SHEFFEY,

Resolved, that the committee for courts of justice enquire and report promptly to this house what additional legislation, if any, is necessary for the punishment of persons attempting to circulate the canceled notes of the Central Bank of Virginia, and of other independent banks of this commonwealth, returned according to law to the treasurer's office, and recently attempted to be destroyed at the Tredegar iron works, under the orders of the treasurer.

On motion of Mr. BUFORD,

Resolved, that the committee of propositions and grievances enquire into the expediency of changing the names of the counties of Scott and Buchanan.

On motion of Mr. WRIGHT,

Resolved, that the committee of propositions and grievances enquire into the expediency of reporting a bill for the incorporation of the York river transportation company.

No. 17. A bill to provide for the construction of a rail road for military purposes connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, was taken up, on motion of Mr. HUNTER, and read a second time.

Mr. HUNTER submitted a substitute to the bill.

On motion of Mr. STEGER, the bill and substitute were laid on the table, and the substitute ordered to be printed.

Mr. THRASH presented petitions from citizens of Floyd county, praying that the distillation of grain be prohibited in the county of Floyd during the present war; which were ordered to be referred to the committee on finance.

No. 21. A senate bill exempting from taxation the seal of courts attached to papers or records for the recovery of the wages or other

dues of deceased soldiers, and to refund the tax heretofore paid, was taken up, and on motion of Mr. SHEFFEY, laid on the table.

No. 26. A senate bill entitled an act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office, with the amendment proposed by the committee on finance, was taken up.

The amendment was agreed to; the bill was then read a third time; and the question being—Shall the bill pass? the roll was called, with the following result:

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Barbour, Bass, Blue, Bouldin, Bradford, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Custis, Daniel, J. D. Davis, Edmunds, Fletcher, Flood, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Kaufman, Kyle, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, Murdaugh, R. E. Nelson, Newton, Orgain, Payne, Pitman, Reid, Richardson, Robertson, Rutherford, P. Saunders, Shannon, Small, Sheffey, Sherrard, Spady, Steger, Thrash, Tomlin, Vermillion, Walker, Ward, West, Williams, Woodhouse, Woodson, Worsham and Wright—72.

**NOES**—Messrs. Bayse, Ewing, Franklin, Johnson, Rives, R. C. Saunders and Tate—7.

Seventy-seven members not having voted in the affirmative,

Resolved, that the bill be rejected.

On motion of Mr. TATE, the rule was suspended, with the view of reconsidering the vote rejecting the bill, and the bill laid on the table.

The following engrossed bills were read a third time and passed:

No. 57. An engrossed bill incorporating the Mutual life insurance company.

No. 67. An engrossed bill to amend an act entitled an act amending the charter of the town of Danville, passed March 4th, 1854, and incorporating into one the subsequent acts amendatory thereof.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. HUNTER,

Resolved, that hereafter the order of the day, being the subject of raising and organizing Virginia's quota of the confederate army, be considered at 12 o'clock.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute submitted thereto by Mr. TOMLIN, being the special order of the day, was taken up, on motion of Mr. TOMLIN.

Mr. BARBOUR moved to suspend the rule, with a view to reconsider the vote rejecting the amendment to the substitute, submitted by Mr. BOULDIN; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BOULDIN modified the amendment, so that in providing for the draft, each company should be raised "to the number of not less than eighty nor more than one hundred men, as the public exigencies at the time may require;" and the question being on agreeing to the amendment, was put, and decided in the affirmative—Ayes 62, noes 30.

On motion of Mr. TOMLIN, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Barbour, Baskervill, Bass, Blue, Bouldin, Bradford, Carpenter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Custis, J. D. Davis, R. J.



Davis, Evans, Fleming, Fletcher, Friend, Garrison, Gatewood, Gilmer, Gordon, Harrison, Hopkins, Hunter, Hunt, Johnson, Kaufman, Lockridge, Lundy, McCamant, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Reid, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sheffey, Sherrard, Spady, Steger, Tate, Thomas, Thrash, Vermillion, Walker, Ward, West, Williams, Woodson, Wright and Wynne—62.

NOES—Messrs. J. T. Anderson, Bayse, Buford, Burks, Clarke, Collier, Crockett, Daniel, Edmunds, Eggleston, Ewing, Flood, Franklin, George, Gillespie, Grattan, Green, James, Jones, Kyle, Mathews, A. W. McDonald, Murdaugh, Richardson, Rives, Staples, Tomlin, J. L. Wilson, Woodhouse and Worsham—30.

Mr. BOULDIN submitted a further substitute, by way of amendment, which was agreed to.

Mr. JONES submitted the following amendment to the amendment submitted by Mr. BOULDIN, and agreed to by the house: "but nothing in this act shall be so construed as to prevent the formation of new volunteer companies in any of said counties, cities and towns;" and the question being on agreeing thereto, Mr. WILSON of Isle of Wight demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 38, noes 50.

On motion of Mr. TOMLIN, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Bayse, Buford, Burks, Carpenter, Clarke, Collier, Custis, Daniel, J. D. Davis, Edmunds, Eggleston, Ewing, Fletcher, Flood, Franklin, Gatewood, George, Green, James, Johnson, Jones, Kyle, Lively, Lundy, Mathews, A. W. McDonald, McLaughlin, Murdaugh, Richardson, Rives, Shannon, Sherrard, Staples, Tomlin, West, J. L. Wilson and Woodhouse—38.

NOES—Messrs. Kemper (speaker), Barbour, Baskervill, Bass, Blue, Bouldin, Bradford, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, R. J. Davis, Fleming, Friend, Garrison, Gillespie, Gilmer, Gordon, Harrison, Hunter, Hunt, Kaufman, Lockridge, McCamant, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Reid, Robertson, Rutherford, P. Saunders, R. C. Saunders, Small, Sheffey, Steger, Tate, Thomas, Thrash, Vermillion, Walker, Ward, Williams, Woodson, Worsham, Wright and Wynne—50.

Mr. TATE moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 17, noes 66.

On motion of Mr. ROBERTSON, the vote was recorded as follows:

AYES—Messrs. Barbour, Buford, Burks, Carpenter, Fletcher, Garrison, Kaufman, Lively, McLaughlin, Robinson, Small, Spady, Tate, Thomas, Worsham, Wright and Wynne—17.

NOES—Messrs. Kemper (speaker), J. T. Anderson, Baskervill, Bass, Bayse, Blue, Bouldin, Bradford, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Ewing, Fleming, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hunter, James, Johnson, Jones, Kyle, Lockilge, Mathews, McCamant, A. W. McDonald, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Reid, Richardson, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Staples, Steger, Thrash, Tomlin, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Woodhouse and Woodson—66.

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

#### --- EVENING SESSION.

The house resumed the consideration of

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute submitted thereto by Mr. TOMLIN, being the special order of the day.

Mr. BOULDIN submitted amendments to the substitute, in the form of independent sections, which were agreed to.

Mr. BOULDIN moved further to amend the substitute by striking out the 4th, 5th, 6th, 7th and 8th sections of the substitute; and the question being on agreeing thereto, was put, and decided in the affirmative.

The house then proceeded to the consideration of the 9th section of the substitute; Mr. BOULDIN submitted an amendment thereto; and the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. SHEFFEY, the house adjourned until to-morrow, 11 o'clock.

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TUESDAY, FEBRUARY 4, 1862.

Prayer by Rev. Dr. Burrows of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, February 3, 1862.

The senate have passed bills entitled:

An act to incorporate the Confederate insurance company, No. 38.

An act to amend section 28 of chapter 52 of the Code of Virginia (edition of 1860), No. 39.

In which they respectfully request the concurrence of the house of delegates.

No. 38. A senate bill entitled an act to incorporate the Confederate insurance company, was read a first and second times, and on motion of Mr. GRATTAN, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 39. A senate bill entitled an act to amend section 28 of chapter 52 of the Code of Virginia (edition of 1860), was read a first and second times, and referred to the committee of roads and internal navigation.

Mr. BARBOUR, from the committee on finance, presented the following report:

An adverse report to the petition of Robert Raper and others, asking that taxes be refunded on lands erroneously assessed.

On motion of Mr. REID,

Resolved by the general assembly, that in consequence of the impossibility of procuring parchment, the clerk of the house of delegates be authorized to enroll the bills of the present session on paper.

Ordered, that the clerk communicate the resolution to the senate, and request their concurrence.

Mr. BURKS presented the proceedings of a meeting held by Bowyer's battery, a company of volunteers from the county of Bedford, in relation to the bill for the organization of Virginia's quota of the confederate army; which were read, and on his motion, referred to the committee on military affairs.

No. 79. An engrossed bill to incorporate the Petersburg iron works, was taken up, on motion of Mr. COLLIER, read a third time and passed.

Ordered, that Mr. COLLIER carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. COLLIER, the senator from Petersburg, who informed the house of delegates that the senate had passed house bill entitled an act to incorporate the Petersburg iron works.

No. 52. A bill to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1, 1861, was taken up, on motion of Mr. PRINCE, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail' road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, with the substitute heretofore submitted thereto by Mr. HUNTER, was taken up.

Mr. STEGER moved to amend the substitute, by striking out the 2d and 3d sections of the substitute, and inserting in lieu thereof other sections; and the question being on agreeing thereto—pending the consideration thereof, the hour having arrived for the consideration of the order of the day,

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute thereto submitted by Mr. TOMLIN, being the special order of the day, was taken up.

Mr. WALKER submitted the following amendment to the substitute as an independent section:

"In fixing the complement of Virginia's volunteers and drafted men to be furnished by any county, city or town, under this act, every county, city or town shall be credited with such of its citizens as have been mustered directly into the service of the Confederate States, and with those who, subject to military duty, have furnished substitutes, which said substitutes have been mustered into the service of the Confederate States."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. SHEFFEY moved further to amend the substitute, by striking out the 9th section of the substitute, and inserting the following

"Within days after the term for which any volunteer company now in service shall expire, and after the ranks of such company have been filled up as aforesaid, on a day to be designated by the commandant of the regiment or arm of the service to which such company belongs, the company may decide, by a vote of two-thirds of the members present, whether there shall be a new election of commissioned officers, voting in respect to each office separately: and if the company decide to make any such elections, the same

shall be immediately held under the superintendence of said commandant, who shall certify to the governor the names of those persons elected: and the governor shall commission them accordingly, retaining the date of the former commission of each officer re-elected. Such commandant shall also certify the names, ages and residences of the officers not re-elected. Any officer who may not be re-elected may retire from the service, and his name shall be reported for enrollment as aforesaid."

And the question being on agreeing thereto, Mr. ROBERTSON demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 24, noes 74.

On motion of Mr. SHEFFEY, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Baskerville, Bass, Bradford, Brooks, H. N. Coleman, Daniel, R. J. Davis, Garrison, Hopkins, Hunt, Johnson, McKinney, Murdaugh, Payne, P. Saunders, R. C. Saunders, Sheffey, Spady, Tate, Thrash, Ward, Williams and Woodhouse—24.

**NOES**—Messrs. J. T. Anderson, Barbour, Bayse, Blue, Bouldin, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Custis, J. D. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hunter, James, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rutherford, Shannon, Sherrard, Staples, Steger, Thomas, Tomlin, Treadway, Vaden, Vernillion, Walker, West, J. L. Wilson, Woodson, Woolfolk, Worsham and Wright—74.

Mr. PRINCE moved to amend the substitute, by striking out the 9th section, and inserting the following:

"On the day on which the term for which any volunteer company was mustered into service shall expire, the men refusing to re-enlist shall be discharged from the service; and the volunteers re-enlisting, with the complement furnished by draft, shall remain under the command of the commissioned company officers for thirty days; at which time, upon the application of three-fifths of the company, indicating in reference to any one or more of such officers, a desire to have some other person or persons in their stead, when a majority of such company, so recruited and filled up, shall, upon application to the commanding officer of the battalion, regiment or post, go into an election for the substitution of any such officer or officers. The election in such case to be conducted under the supervision and authority of such commanding officer, who shall certify and forward a copy of the proceedings in the premises to the adjutant general of the state, when new commissions shall be issued to the successors in office. The commissions of officers thus superseded shall cease as of the date of such election, and their authority and services with the company shall then and there determine."

And the question being on agreeing thereto, was put, and decided in the negative.

Mr. HUNTER moved to amend the 9th section of the substitute, by striking out all after the close of the 5th line of the 9th section, and inserting the following:

"And as soon after the organization of the regiments as the service will admit of, the commissioned officers of the several companies

shall proceed to elect for each regiment one colonel, one lieutenant colonel and one major."

And the question being on agreeing thereto, Mr. HUNTER demanded the previous question; and the question being—Shall the main question now be put? was put, and decided in the affirmative—Ayes 60, noes 35.

On motion of Mr. TOMLIN, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Barbour, Baskervill, Bayse, Blue, Brooks, Buford, Carpenter, Clarke, Collier, Crockett, Custis, J. D. Davis, Eggleston, Ewing, Fletcher, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Hunter, Hunt, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Mathews, McCamant, McKinney, McLaughlin, Montague, Newton, Orgain, Pitman, Prince, Richardson, Rives, Robinson, Rutherford, Shannon, Sherrard, Spady, Staples, Tate, Thomas, Thrash, Treadway, Vermillion, Ward, West, Williams, J. L. Wilson, Woodhouse, Woolfolk and Worsham—60.

NOES—Messrs. Kemper (speaker), Bass, Bouldin, Bradford, Burks, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Daniel, R. J. Davis, Edmunds, Evans, Fleming, Garrison, Gordon, Grattan, Green, Harrison, Hopkins, Jones, A. W. McDonald, R. E. Nelson, Payne, Reid, Robertson, P. Saunders, R. O. Saunders, Sheffey, Steger, Tomlin, Vaiden, Walker, Woodson and Wright—35.

The question recurring upon the amendment submitted by Mr. HUNTER, was put, and decided in the affirmative—Ayes 82, noes 14.

On motion of Mr. HUNTER, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Barbour, Bass, Bayse, Blue, Bradford, Brooks, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, Collier, Crockett, Custis, Daniel, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, James, Jones, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Rives, Robinson, Shannon, Sherrard, Spady, Staples, Tate, Thomas, Thrash, Treadway, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Worsham and Wright—82.

NOES—Messrs. Kemper (speaker), Baskervill, Bouldin, J. J. Coleman, H. N. Coleman, Friend, Robertson, Rutherford, P. Saunders, R. C. Saunders, Sheffey, Steger, Tomlin and Vaiden—14.

Mr. HARRISON moved to amend the substitute, by striking out the 9th section as amended, and inserting in lieu thereof the following:

"On the day on which the term of service of any volunteer company shall expire, the men refusing to re-enlist and not drafted, shall be discharged, and thereupon the other members of the company, the volunteers re-enlisting, with the complement furnished by voluntary enlistment and by draft, shall proceed forthwith to reorganize the company and elect its officers. The commissioned officers who are elected shall be commissioned by the governor. The commissions of those who are re-elected to the same office, shall be of the same date with their former commissions, and those not re-elected may retire from the service, and their names shall be reported for enrollment with those refusing to re-enlist. And as soon after the organization of the regiments as the service will admit of, the commissioned officers of the several companies shall proceed to elect one colonel, one lieutenant colonel and one major."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. CAZENOVE moved to amend the substitute in the 13th section, by striking out so much thereof as provides that citizens of other states escaping into Virginia, and persons from disloyal districts in this

On motion of Mr. CAZENOVE, the vote was recorded as follows:

NOES—Messrs. Kemper (speaker), Baskervill, Bouldin, Brooks, Burks, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, R. J. Davis, Edmunds, Evans, Fleming, Flood, Friend, George, Green, Harrison, Jordan, Kyle, Lively, Mathews, McCamant, McKinney, Murdaugh, Newton, Prince, Richardson, Rutherford, Shannon, Thrash, Tomlin, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Woolfolk, Worsham and Wright—42.

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

## EVENING SESSION.

On motion of Mr. CAZENOVE, the vote was recorded as follows:

The question being on agreeing to the remaining portion of the amendment (which is as follows: "but such citizens shall not be

estimated as a part of the quota required to be furnished by the counties, cities and towns in which they may be found at the time of enrolling and drafting, but shall be estimated as a portion of the quota of the county, city or town from which they have temporarily removed"), was put, and decided in the affirmative.

Mr. BOULDIN moved to strike out the 14th section of the substitute (which is in these words: "Volunteer companies with not less than eighty, rank and file, may re-enlist under their existing organizations, or may form new ones at the expiration of their present term of service;") and the question being on agreeing thereto, was put, and decided in the negative—Ayes 37, noes 48.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), Baskervill, Bouldin, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, R. J. Davis, Gillespie, Gilmer, Gordon, Hopkins, Hunter, Kaufman, Montague, Newton, Payne, Prince, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Steger, Tate, Thrash, Treadway, Vermillion, Williams and Wynne—37.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Bayse, Brooks, Buford, Burks, Clarke, Collier, J. D. Davis, Edmunds, Eggleston, Evans, Ewing, Fletcher, Franklin, Friend, Garrison, Grattan, Green, Harrison, Hunt, Jones, Jordan, Kyle, Lively, Lundy, Mathews, A. W. McDonald, McKinney, Minor, Orgain, Pitman, Reid, Riddick, Rives, Small, Shaffey, Staples, Thomas, Tomlin, Vaiden, Walker, West, S. Wilson, Woodhouse, Woolfolk, Wootten and Worsham—48.

Mr. COLLIER submitted the following as an addition to the 14th section of the substitute:

"But nothing in this act contained shall be so construed as to prohibit the formation of companies of volunteers not now in actual service."

And the question being on agreeing thereto, Mr. RUTHERFOORD demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 53, noes 30.

On motion of Mr. ANDERSON of Rockbridge, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Brooks, Buford, Burks, Clarke, Collier, Crockett, J. D. Davis, Edmunds, Eggleston, Ewing, Fletcher, Franklin, Gatewood, Grattan, Green, Hunter, Hunt, Jones, Jordan, Kaufman, Lively, Lundy, Mathews, A. W. McDonald, McKinney, Minor, Montague, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robinson, Shannon, Sherrard, Small, Staples, Thomas, Tomlin, Vaiden, West, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten and Worsham—53.

NOES—Messrs. Kemper (speaker), Baskervill, Bouldin, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, R. J. Davis, Evans, Friend, Garrison, Gilmer, Gordon, Harrison, Hopkins, Newton, Payne, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shaffey, Spady, Steger, Tate, Thrash, Treadway, Walker, Williams and Wynne—30.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 11 o'clock.

WEDNESDAY, FEBRUARY 5, 1862.

Prayer by Rev. Dr. Burrows of the Baptist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, Feb. 4, 1862.

The senate have agreed to a joint resolution from the house of delegates in relation to the pay of non-commissioned officers and privates.

They have also agreed, with an amendment, to a joint resolution in relation to impressments.

They have passed a bill to establish an inspection of leather in the city of Norfolk, No. 46.

In which amendment and bill they request the concurrence of the house of delegates.

The amendment proposed by the senate to joint resolution in relation to impressments, was agreed to.

Ordered, that the clerk inform the senate thereof.

No. 46. A senate bill entitled an act to establish an inspection of leather in the city of Norfolk, was read a first and second times, and referred to the committee on agriculture and manufactures.

Mr. ANDERSON, from the committee on military affairs, presented the following bill :

No. 80. A bill to repair the road from the Warm springs, by Huntersville, to Greenbrier river at Marlin's Bottom ; which was subsequently read a first time, and ordered to be read a second time.

Mr. ANDERSON, from the same committee, presented a report asking to be discharged from the further consideration of a resolution of enquiry in relation to a revolving cannon invented by Dr. M. Jeter of Roanoke county.

Mr. STAPLES presented the petition of citizens of Patrick county, in relation to the distillation of grain ; which was ordered to be referred to the committee on agriculture and manufactures.

On motion of Mr. NELSON of Fluvanna,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of allowing the owners of lots in the town of Columbia, Fluvanna, the further time of ten years to build thereon.

On motion of Mr. BLUE,

Resolved, that the committee on finance enquire into the expediency of compensating Norman C. Smoot and James Caudy, commissioners of Hampshire county, for assessing and listing the property of said county, they having failed to have their books examined and certified by the clerk, in consequence of the county being in possession of the enemy.

On motion of Mr. BASKERVILL,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of amending the ordinance of the convention passed 27th of April 1861, so as to authorize the appoint-



ment of an additional lieutenant to each company of the provisional army of Virginia now in the service of the Confederate States.

On motion of Mr. SHERRARD,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the expediency of completing, on state account, the Morgan and Frederick turnpike, as a military necessity as well as a public convenience.

On motion of Mr. WOODSON,

Resolved, that the committee of privileges and elections be instructed to enquire and report to this house whether any legal election has been held in the county of Pendleton for a delegate to this house from said county, under the writ of election issued by the speaker on the \_\_\_\_\_ day of January 1862; and that they have leave to send for persons and papers.

No. 21. A senate bill entitled an act exempting from taxation the seal of courts attached to papers or records for the recovery of wages or other dues of deceased soldiers, and to refund the tax heretofore paid, was taken up, on motion of Mr. SHEFFEY, read a third time and passed—Ayes 94.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Baskervill, Bass, Bayse, Blue, Bouldin, Bradford, Brooks, Burks, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, J. D. Davis, R. J. Davis, Edmonds, Evans, Fleming, Fletcher, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hunter, Hunt, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannou, Sheffey, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Treadway, Vaiden, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham and Wright—94.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, with the substitute thereto submitted by Mr. HUNTER, and the amendments to the substitute submitted by Mr. STEGER, was taken up. Pending the consideration of which, the hour arrived for the consideration of the order of the day.

Mr. HARRISON moved to postpone the order of the day, for the purpose of considering the following resolution:

Resolved, that a special committee be appointed and instructed to report a bill, without delay, for the enrollment of all citizens of Virginia liable to or who ought to be liable to military duty, and for the purpose of instituting an enquiry as to the number of regiments, companies, officers and men from Virginia, both volunteers and militia, now in the service of the state or of the Confederate States; and the question being on agreeing thereto, was put, and decided in the negative.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed a bill entitled an act to amend the 14th section of chapter 15 of the Code, so as to authorize the enrollment of the acts and joint resolutions of

the general assembly on parchment or paper: in which they respectfully requested the concurrence of the house of delegates.

The SPEAKER laid before the house (in secret session) a communication from the governor of the commonwealth, enclosing a letter from the secretary of war, which were read, and on motion of Mr. BURKS, laid on the table.

Mr. SHEFFEY submitted the following resolution:

Resolved, that the governor of the commonwealth be requested, as promptly as practicable, to ascertain from the secretary of war, and to communicate to this house, whether the confederate government will decline to receive the quota of Virginia to the confederate army for a period of less than three years or for the war.

Mr. ROBERTSON moved to amend the resolution, by striking out the entire resolution, and inserting the following:

"Resolved, that the communication just received from the governor be referred to a joint committee of the two houses, to consider and report, without delay, what course the general assembly should adopt in reference to said communication;" and the question being on agreeing to the amendment, Mr. PRINCE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

The question being on agreeing to the resolution as amended, Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that Mr. ROBERTSON carry the resolution to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had concurred in the resolution, and appointed a committee on their part.

The SPEAKER announced the following committee under the resolution: Messrs. Robertson, Sheffey, Barbour, Edmunds, Anderson of Botetourt, Bouldin, Tomlin, Hunter and Burks.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute thereto submitted by Mr. TOMLIN, being the special order of the day, was taken up.

Mr. HUNTER moved a suspension of the rule, with a view to reconsider the vote by which the amendment submitted by Mr. COLLIER (to the 14th section of the substitute) was adopted on yesterday; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 50, noes 54.

On motion of Mr. COLLIER, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), Barbour, Baskervill, Bouldin, Bradford, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, R. J. Davis, Evans, Fleming, Friend, Garrison, Gillespie, Gilmer, Gordon, Harrison, Hopkins, Hunter, Hunt, Johnson, Kaufman, Lockridge, McCauiant, R. E. Nelson, Newton, Payne, Riddick, Robertson, Rutherford, P. Saunders, R. C. Saunders, Sheffey, Spady, Steger, Tate, Taylor, Thomas, Thrash, Treadway, Vaiden, Walker, Ward, West, Williams and Wright—50.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Bine, Brooks, Burks, Clarke, Collier, Custis, J. D. Davis, Edmunds, Eggleston, Ewing, Fletcher, Flood, Franklin, Gatewood, George, Grattan, Green, James, Jones, Jordan, Kyle, Lively, Lundy, Mathews, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh,

Orgain, Pitman, Prince, Reid, Richardson, Rives, Robinson, Shannon, Small, Sherrard, Staples, Tomlin, Vermillion, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten and Worsham—54.

On motion of Mr. CAZENOVE, the house adjourned until to-morrow, 11 o'clock.

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THURSDAY, FEBRUARY 6, 1862.

Prayer by Rev. Dr. Burrows of the Baptist church.

Mr. COLLIER, from the committee on finance, presented the following bill:

No. 81. A bill prescribing penalties against illegal assessments and collection of taxes.

Mr. COLLIER, from the same committee, presented an adverse report to the petition of James W. Ryan, sheriff of Clarke county, asking to be released from the payment of damages.

Mr. BARBOUR, from the committee on finance, presented the following bill; which was read a first time, and ordered to be read a second time:

No. 82. A bill imposing taxes for the support of government.

Mr. BLUE, from the committee of privileges and elections, presented a report upon the legality of the election held in the county of Pendleton on the 16th of January 1862.

Mr. BASS presented the petition of Claiborne Scott, his wife and children, free persons of color manumitted by the will of Sarah Betts of Roanoke county, praying for permission to remain in the commonwealth; which was ordered to be referred to the committee on the subject of the free negro population of the state.

On motion of Mr. HUNTER,

Resolved, that the special order of the day be postponed until 1½ o'clock.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, with the substitute submitted thereto by Mr. HUNTER, and the pending amendment to the substitute submitted by Mr. STEGER, was taken up; and the question being on agreeing to the amendment to the substitute, was put, and decided in the negative.

Mr. ROBINSON submitted the following resolution; and the question being on agreeing thereto, was put, and decided in the negative:

Resolved, that the appropriation in the bill under consideration be stricken out, and that the bill and substitute be referred to the committee of roads and internal navigation, with instructions to enquire into the expediency of reporting a bill authorizing the construction of the road on the three-fifths principle; and requiring the said committee to report on the propriety of extending the said road to Martinsburg in the county of Berkeley.

The substitute was then amended on motion of Mr. HUNTER; and on his further motion, the bill and substitute were laid upon the table.

The report of the committee to correspond with the lessees of the salt works of Washington and Smyth counties, being the order of the day, was taken up, on motion of Mr. ANDERSON of Rockbridge, and postponed to, and made the order of the day for to-morrow at 1 o'clock.

No. 50. A senate bill entitled an act to amend the 14th section of chapter 15 of the Code, so as to authorize the enrollment of the acts and joint resolutions of the general assembly on parchment or paper, was taken up, on motion of Mr. REID, read a first and second times, and on his further motion, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

Mr. ROBERTSON, from the joint committee appointed to consider the communication of the governor transmitted on yesterday, submitted the following resolution:

Resolved, that the joint committee to consider the communication of the governor transmitted to the house on yesterday, be permitted to report by bill or otherwise.

And the question being on agreeing thereto, Mr. RUTHERFORD demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

No. 19. A senate bill entitled an act to raise and organize Virginia's quota of the confederate army, with the substitute thereto submitted by Mr. TOMLIN, being the special order of the day, was taken up, and on motion of Mr. PRINCE, laid on the table.

On motion of Mr. PRINCE,

Resolved, that the senate bill in relation to the organization of Virginia's quota of the confederate army, and the bill and substitutes relating to the same subject be referred to the joint committee on the subject of the communication from the governor transmitted to the house on yesterday.

No. 68. An engrossed bill authorizing the auditing board to allow certain claims not already provided by law, was taken up, on motion of Mr. BRADFORD, and on his motion, laid on the table.

No. 38. An engrossed bill to incorporate the Southern mutual life insurance company, was taken up, on motion of Mr. DAVIS of Campbell, read a third time and passed.

On motion of Mr. DAVIS, the title was amended by striking out "Southern," and inserting "Confederate."

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. MCKINNEY,

Resolved, that the clerk of this house be requested to procure a copy of the army bills recently passed by the confederate congress, and have them printed for the use of the house.

On motion of Mr. DAVIS of Amherst,

Resolved, that the joint committee appointed to enquire into the

retrenchment of the civil and military expenses of the government, be enlarged by the appointment of two additional members on the part of this house.

The SPEAKER announced the names of the following gentlemen as added to the committee under the resolution: Messrs. James and Wynne.

On motion of Mr. DABNEY,

Resolved, that the committee for courts of justice enquire into the expediency of increasing the allowance to clerks for examining the land and property books of the commissioners of the revenue.

On motion of Mr. VAIDEN,

Resolved, that the committee on finance enquire into the expediency of refunding to Miles C. Tunstall, jr. a sum of money paid by him for license which was not used.

On motion of Mr. KYLE,

Resolved, that the committee of propositions and grievances enquire into the expediency of incorporating the Hillsville military academy.

The following bills were read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

No. 55. A bill concerning bank directors.

No. 79. A bill to authorize the governor to settle the account of Sampson Jones, agent of Mrs. Jane A. Griffin.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 39. A bill making an appropriation for the payment to Alfred Berkley for military services performed by him.

No. 43. A bill releasing the securities of Thomas K. Davis, late sheriff of Prince William, from the payment of damages.

No. 44. A bill for the relief of Coalman D. Bennett, executor of Howard Craft deceased, of Pittsylvania county.

Mr. MURDAUGH moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative: and it appearing that no quorum voted, Mr. WILSON of Isle of Wight moved a call of the house. Pending the consideration of which,

On motion of Mr. RUTHERFOORD, the house adjourned until tomorrow, 11 o'clock.

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## FRIDAY, FEBRUARY 7, 1862.

Prayer by Rev. Dr. Burrows of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 6, 1862.

The senate have passed house bill entitled:

An act making an appropriation to the civil contingent fund,  
No. 75.

They have passed, with amendment, house bill entitled :

An act to refund to Edmund W. Bayley a sum of money erroneously paid by him into the treasury, No. 16.

They have passed bills entitled :

An act to refund license taxes to volunteers in the military service, and to other persons, No. 43.

An act providing for the collection of taxes and other public dues in the hands of defaulting officers, and in the hands of other persons disloyal to the state, No. 44.

An act authorizing a reassessment of a house and lot in Lynchburg owned by Barney McKinney and James Casey, and for the repayment to them of certain taxes, No. 47.

An act to empower the governor to have made out and filed in the state department complete lists of Virginia forces, No. 49.

In which amendment and bills they respectfully request the concurrence of the house of delegates.

The amendment proposed by the senate to house bill entitled an act to refund to Edmund W. Bayley a sum of money erroneously paid by him into the treasury, was concurred in.

Ordered, that the clerk inform the senate thereof.

The following senate bills were read a first and second times, and referred to the committee on finance :

No. 43. A senate bill entitled an act to refund license taxes to volunteers in the military service and to other persons.

No. 44. A senate bill entitled an act providing for the collection of taxes and other public dues in the hands of defaulting officers, and in the hands of other persons disloyal to the state.

No. 47. A senate bill entitled an act authorizing a re-assessment of a house and lot in Lynchburg owned by Barney McKinney and James Casey, and for the repayment to them of certain taxes.

No. 49. A senate bill entitled an act to empower the governor to have made out and filed in the state department complete lists of Virginia forces, was read a first and second times, and on motion of Mr. McCAMANT, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill :

No. 83. A bill allowing further time to the owners of lots in the town of Columbia in the county of Fluvanna, to build on and improve the same ; which subsequently, on motion of Mr. NELSON, was read a first time, and ordered to be read a second time.

Mr. BASS, from the committee of claims, presented the following bills :

No. 84. A bill for the relief of Wm. T. Fitchett, commonwealth's attorney for the county of Northampton.

No. 85. A bill for the relief of Thomas McCormick.

No. 86. A bill for the relief of John S. Rady, page of the house of delegates at the session of 1847-48.

Mr. COLLIER, from the committee on finance, presented the following bills :

No. 87. A bill authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston.

No. 88. A bill to amend and re-enact section 1st of an act entitled an act to provide for the prompt payment of the interest on the various bonds guaranteed by the commonwealth, passed February 10th, 1860; which said two last mentioned bills were read a first time, and ordered to be read a second time.

On motion of Mr. MINOR,

Resolved, that the bill in relation to the prompt payment of interest on guaranteed bonds be recommitted to the committee on finance.

The following bills were read a first time, and ordered to be read a second time:

No. 60. A bill to authorize the board of public works to transfer the Southwestern turnpike to the counties in which it lies.

No. 71. A bill to incorporate the Virginia rolling mills company.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 42. A bill refunding to securities of Thomas K. Davis, late sheriff of Prince William county, damages paid by them as such.

No. 72. A bill authorizing payment for clothing, &c. furnished the militia of Roanoke.

No. 17. A bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, with the substitute thereto submitted by Mr. HUNTER, being the unfinished business of yesterday, was taken up.

The substitute was then further amended; and the question being on agreeing to the substitute, was put, and decided in the affirmative.

The bill as amended was then read a second time, and ordered to be engrossed and read a third time.

A report of the committee of privileges and elections upon the legality of the election held in the county of Pendleton on the 16th January 1862, for a delegate from that county, was taken up, on motion of Mr. BLUE, and on motion of Mr. STEGER, laid upon the table.

No. 50. An engrossed bill for the relief of John Avis, late jailor of Jefferson county, was taken up, on motion of Mr. KAUFMAN; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 72, noes 24.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Bass, Bayse, Blue, Bradford, Brooks, Carter, H. N. Coleman, Collier, Crockett, Dabney, Daniel, R. J. Davis, Dice, Fleming, Forbes, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Irby, Johnson, Jordan, Kaufman, Laidley, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Riddick, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Shaffey, Sherrard, Spady, Steger, Tate, Taylor, Thrash, Tomlin, Tredway, Va den, Vermillion, Walker, Ward, Williams, J. L. Wilson, Woodson, Woolfolk, Wootten, Worsham and Wynne—72.

**NOES**—Messrs. F. T. Anderson, Baskerville, Carpenter, Cecil, Clarke, J. J. Coleman, J. D. Davis, Eggleston, Ewing, Fletcher, Franklin, Friend, Gordon, James, Jones, Kyle, Lundy, Mallory, Prince, Reid, Rives, Staples, West and Wright—24.

Seventy-seven members not having voted in favor of the bill, the SPEAKER announced that the bill was rejected.

From the decision of the chair announcing the rejection of the bill, Mr. HUNTER appealed; and the question being—Shall the decision of the chair stand as the judgment of the house? on motion of Mr. RUTHERFOORD, the appeal was laid on the table.

On motion of Mr. RIVES,

Resolved, that an additional member be added to the committee on lunatic asylums.

The SPEAKER announced the name of Mr. TAYLOR as added to the committee, under the resolution.

On motion of Mr. MALLORY,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to George H. Lucy a license tax which he never used.

On motion of Mr. WOOLFOLK,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of reporting a bill to pay the staff officers of militia regiments called into service by proclamation of the governor of Virginia of the 9th of July 1861, the confederate government having refused to pay the same.

On motion of Mr. WYNNE,

Resolved, that leave be given to bring in a bill incorporating the Dover coal mining company.

The SPEAKER announced the following committee, under the resolution: Messrs. Wynne, Steger, Thomas, Payne and Cazenove.

On motion of Mr. BASS,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of providing by law that all acts incorporating manufacturing, mining, insurance, educational or other companies, shall be subject to alteration, amendment or repeal, at the pleasure of the general assembly, unless otherwise expressly provided for by law.

On motion of Mr. GORDON,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of providing some method by which rents due to friendly citizens of Maryland, Kentucky and Missouri, now unable to communicate with this state, may be collected.

On motion of Mr. RUTHERFOORD,

Resolved, that the committee for courts of justice enquire and report what, in their judgment, is, under the existing circumstances, the number required, under the 26th section of the 4th article of the constitution, to constitute a majority of all the members elected to each house.

The report of the joint committee appointed to correspond with the lessees of the salt works, &c., being the special order of the day, was taken up, on motion of Mr. ANDERSON of Rockbridge, and on motion of Mr. CROCKETT, laid on the table.

Mr. ROBERTSON moved that the house resolve itself into secret



session; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. ROBERTSON, from the joint committee having in charge the subject of raising and organizing Virginia's quota of the confederate army, presented the following bill:

No. 89. A bill for ascertaining and enrolling the military force of the commonwealth; which, on his motion, was read a first time, and ordered to be read a second time.

No. 52. An engrossed bill to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861, was taken up, on motion of Mr. PRINCE.

Mr. WILSON submitted a ryder to the bill; which was read the first and second times; and the question being—Shall the ryder be engrossed and read a third time? pending the consideration thereof,

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

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#### EVENING SESSION,

No. 52. An engrossed bill to amend and re-enact an ordinance to provide for the enrollment of free negroes in the public service, passed by the convention July 1st, 1861, with the ryder thereto submitted by Mr. WILSON of Isle of Wight, being the unfinished business of the morning session, was taken up; and the question being—Shall the ryder be engrossed and read a third time? was put, and decided in the negative.

On motion of Mr. TOMLIN, the bill was laid upon the table.

No. 64. An engrossed bill to constitute a corps more effectually to collect the arms of the state and Confederate States not in actual service, was taken up, on motion of Mr. PRINCE.

Mr. PRINCE moved a suspension of the rule, with a view to reconsider the vote by which the bill was ordered to its engrossment; and the question being on agreeing thereto, was put, and decided in the affirmative.

The bill was then amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 63. A bill for the relief of Levi Johnson, was taken up, on motion of Mr. JOHNSON, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

Mr. ROBERTSON, from the joint committee having in charge the subject of raising and organizing Virginia's quota of the confederate army, presented the following bill:

No. 90. A bill to raise troops to meet the requisition on Virginia of the president of the Confederate States; which was read a first time, and ordered to be read a second time.

No. 89. A bill for ascertaining and enrolling the military force of the commonwealth, was taken up, on motion of Mr. CAZENOVE.

The bill was then amended.

Mr. TOMLIN moved further to amend the bill, by allowing to the officers enrolling the militia, the same compensation as is now allowed by law for the registration of voters; and the question being on agreeing thereto, was put, and decided in the negative.

The bill as amended was then read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. BURKS, the house adjourned until to-morrow, 11 o'clock.

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SATURDAY, FEBRUARY 8, 1862.

Prayer by Rev. Dr. Burrows of the Baptist church.

Mr. COLLIER, from the committee on finance, to whom had been referred the following senate bills, reported the same without amendment:

No. 44. A senate bill entitled an act providing for the collection of taxes and other public dues in the hands of defaulting officers, and in the hands of other persons disloyal to the state.

No. 47. A senate bill entitled an act authorizing a reassessment of a house and lot in Lynchburg owned by Barney McKinney and James Casey, and for the repayment to them of certain taxes.

Mr. COLLIER, from the same committee, presented the following bill:

No. 91. A bill compensating Norman C. Smoot and James Caudy, commissioners of the revenue for the county of Hampshire, for services performed; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

No. 41. A bill to authorize the county court of Powhatan county to correct the assessment of the lands of A. S. Wooldridge's estate, was taken up, on motion of Mr. DABNEY, read a second time, and ordered to be engrossed and read a third time.

Mr. RIVES submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that a joint committee, consisting of five on the part of the house and three on the part of the senate, be appointed to visit the Eastern lunatic asylum, and report to the general assembly the condition of the institution.

No. 17. An engrossed bill to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick, was taken up, on motion of Mr. WARD, and read a third time; and the question being—Shall the bill pass? Mr. MANTORY demanded

the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 83, noes 10.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Blue, Bouldin, Bradford, Burks, Carpenter, Carter, Cazenove, Cecil, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Forbes, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Irby, James, Johnson, Jordan, Kaufman, Kyle, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Payne, Pitman, Reid, Richardson, Riddick, Rives, Robertson, R. C. Saunders, Sheffey, Spady, Steger, Tate, Taylor, Thomas, Thrash, Tredway, Walker, Ward, Williams, S. Wilson, Woodson, Wootten, Worsham, Wright and Wynne—83.

**NOES**—Messrs. Brooks, Clarke, Collier, Franklin, Lundy, Prince, P. Saunders, Staples, Vaiden and West—10.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

No. 89. An engrossed bill for ascertaining and enrolling the military force of the commonwealth, was taken up.

Mr. SHEFFEY moved that the rule be suspended, with a view to reconsider the vote by which the bill was ordered to its engrossment; and the question being on agreeing thereto, was put, and decided in the affirmative. The bill was then amended, on motion of Mr. SHEFFEY; and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 90. A bill to raise troops to meet the requisition on Virginia of the president of the Confederate States, was taken up and read a second time.

Mr. TOMLIN moved to amend the bill, by striking out the clause thereof giving the election of the field officers of a regiment to the commissioned officers of companies, and inserting in lieu thereof the following: "to be elected by the members of the companies composing the same; and a majority of all the votes cast shall be necessary to a choice;" and the question being on agreeing thereto, was put, and decided in the negative—Ayes 47, noes 52.

On motion of Mr. TOMLIN, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Blue, Bouldin, Bradford, Brooks, Carpenter, Cazenove, J. J. Coleman, Collier, Crockett, Daniel, Dice, Fletcher, Franklin, Friend, George, Gillespie, Gilmer, Grattan, James, Kaufman, Kyle, Laidley, Lundy, Mallory, Montague, R. E. Nelson, Noland, Orgain, Pitman, Riddick, Robertson, Sheffey, Staples, Steger, Thomas, Tomlin, Tredway, Vaiden, Walker, Ward, West, S. Wilson and Wootten—47.

**NOES**—Messrs. Kemper (speaker), Baskervill, Bass, Bayse, Burks, Carter, Cecil, Clarke, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Ewing, Fleming, Forbes, Garrison, Gatewood, Green, Hopkins, Hunter, Hunt, Irby, Johnson, Jones, Jordan, Lively, Lockridge, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Newton, Payne, Prince, Reid, Richardson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Spady, Tate, Thrash, Vermillion, Williams, Woodson, Worsham, Wright and Wynne—52.

Mr. SHEFFEY moved to amend the bill, by inserting in the 1st section the words "thirty-seven thousand six hundred, being a portion of Virginia's military quota for the existing war." Pending the consideration of which,

On motion of Mr. TOMLIN, the bill and amendment were laid upon the table.

No. 89. An engrossed bill for ascertaining and enrolling the mili-

tary force of the commonwealth, was taken up, on motion of Mr. TOMLIN, two-thirds concurring, read a third time and passed—Ayes 94.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Bouldin, Bradford, Brooks, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Ewing, Fletcher, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Small, Sheffey, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Vaiden, Vermillion, Walker, Ward, West, Williams, S. Wilson, Woodson, Wooten, Worsham and Wynne—94.

Ordered, that Mr. SHEFFEY carry the same to the senate, and request their concurrence.

Mr. GRATTAN moved that the house do now adjourn; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 17, noes 67.

On motion of Mr. ANDERSON of Botetourt, the vote was recorded as follows :

**AYES**—Messrs. Brooks, Carpenter, Daniel, Ewing, Garrison, Gatewood, George, Gillespie, Grattan, McKinney, Orgain, Robinson, Small, Tate, Thomas, Tomlin and Ward—17.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Blue, Bouldin, Bradford, Burks, Cazenove, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Ewing, Fletcher, Forbes, Franklin, Friend, Gilmer, Green, Hopkins, Hunter, Hunt, Irby, James, Jones, Jordan, Kyle, Lundy, Lynn, Mallory, McCamant, A. W. McDonald, Minor, Montague, R. E. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Spady, Staples, Steger, Thrash, Tredway, Vermillion, Williams, S. Wilson, Woodson, Wooten and Wynne—67.

The hour of three o'clock having arrived, the chair was vacated until 7½ o'clock P. M.

#### EVENING SESSION.

Mr. GRATTAN moved that the house do now adjourn; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 2, noes 68.

On motion of Mr. ROBERTSON, the vote was recorded as follows :

**AYES**—Messrs. Carpenter and Grattan—2.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baskervill, Blue, Bouldin, Burks, Cecil, Clarke, J. J. Coleman, Collier, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Forbes, Franklin, Gilmer, Green, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, R. E. Nelson, Orgain, Payne, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Spady, Thomas, Thrash, Tredway, Vaiden, Vermillion, Walker, West, William, Worsham and Wright—68.

It appearing that no quorum voted, Mr. MALLORY moved a call of the house; and the question being on agreeing thereto, a quorum appearing, Mr. MALLORY, by leave of the house, withdrew the motion.

No. 90. A bill to raise troops to meet the requisition on Virginia of the president of the Confederate States, with the amendment thereto submitted by Mr. SHEFFEY, was taken up.

On motion of Mr. PRINCE,

Resolved, that during the discussion of any amendment to a bill to raise troops for Virginia's quota of the Confederate States army, only ten minutes shall be allowed to any speaker.

The question being on agreeing to the amendment submitted by Mr. SHEFFEY, Mr. SHEFFEY, by leave of the house, withdrew the amendment.

On motion of Mr. ORGAIN, the bill was laid upon the table.

Mr. ORGAIN submitted the following resolution :

Resolved, that the substitute submitted by Mr. TOMLIN to senate bill No. 19, entitled an act to raise and organize Virginia's quota of the confederate army, as amended by the house, be printed for the use of the members.

Mr. NEWTON moved to amend the resolution, by adding thereto, "and that the bill prepared in committee by Mr. BOULDIN, as a substitute for house bill No. 90, entitled a bill to raise troops to meet the requisition on Virginia of the president of the Confederate States, be also printed for the use of the house; and the question being on agreeing to the amendment, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

The question recurring on agreeing to the resolution as amended, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. HUNTER, the house adjourned until Monday, 11 o'clock.

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### MONDAY, FEBRUARY 10, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

Mr. ORGAIN, from the committee on agriculture and manufactures, presented the following bill :

No. 91. A bill to incorporate the West fork iron manufactory in Floyd county.

No. 80. A bill to repair the road from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom, was taken up, on motion of Mr. LOCKRIDGE, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of incorporating a company to manufacture salt, at or near the Big Lick in the county of Roanoke.

Mr. WEST submitted the following resolution; which being objected to, was laid over under the rule :

Resolved, that the house, after to-day, meet at 10 o'clock A. M. until the militia bill now under consideration is passed.

On motion of Mr. McCAMANT,

Resolved, that leave be given to bring in a bill providing for the confiscation of lands of citizens of the United States lying west of the Alleghany mountains, and transferring to loyal citizens of the commonwealth rights to so much thereof as they may have just title or claim to from or under grants from the commonwealth.

On motion of Mr. McDONALD of Hampshire,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of authorizing by law the reorganization of the militia who may not be drafted in the state quota to the Confederate States, and a new election of field and company officers.

Mr. DANIEL presented the petition of citizens of King George, praying the exemption of Lawrence B. Edwards of the county of King George from military duty; which was ordered to be referred to the committee on military affairs.

No. 52. An engrossed bill to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed the convention July 1st, 1861, was taken up, on motion of Mr. TOMLIN.

Mr. TOMLIN moved to suspend the rule, with a view to reconsider the vote ordering the bill to its engrossment; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. PRINCE submitted the following rider to the bill: "Provided, that the pay, rations and allowances provided for in this act shall be payable by the authorities of the Confederate States only;" which was read a first and second times, and ordered to be engrossed and read a third time; and the question being—Shall the bill pass? was put, and decided in the affirmative.

Ordered, that Mr. PRINCE carry the same to the senate, and request their concurrence.

No. 41. An engrossed bill to authorize the county court of Powhatan county to correct the assessment of the lands of A. S. Woolridge's estate, was taken up, on motion of Mr. DABNEY, read a third time and passed—Ayes 79.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Bass, Bayse, Booten, Bouldin, Bradford, Brooks, Burks, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, R. J. Davis, Dice, Edmunds, Eggleston, Ewing, Fletcher, Forbes, Franklin, Garrison, Gatewood, George, Gillespie, Hopkins, Hunter, Irby, James, Johnson, Kyle, Laidley, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Vaiden, Ward, West, Woodson, Wootten, Worsham and Wright—79.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BROOKS, from the joint committee to examine the register's office, presented a report; which was laid upon the table.

A message was received from the senate by Mr. CHRISTIAN, who informed the house of delegates that the senate had passed house bill entitled an act for ascertaining and enrolling the military forces of the commonwealth.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

No. 90. A bill to raise troops to meet the requisition on Virginia of the president of the Confederate States, was taken up.

Mr. TOMLIN, by way of amendment, submitted as a substitute for the bill the substitute heretofore submitted by him to senate bill No. 19, entitled an act to raise and organize Virginia's quota of the confederate army, as amended by the house.

The substitute, as submitted by Mr. TOMLIN, was then amended, on motions severally made.

Mr. BOULDIN submitted, by way of amendment, a substitute to the substitute submitted by Mr. TOMLIN; and the question being on agreeing thereto, Mr. TOMLIN, by leave of the house, withdrew the substitute submitted by him.

The SPEAKER ruled that the substitute submitted by Mr. TOMLIN to the bill, having been by leave of the house withdrawn, the substitute thereto submitted by Mr. BOULDIN *fell* with it.

Mr. BOULDIN thereupon, by way of amendment, submitted the substitute heretofore submitted by him, as a substitute to the bill; and the question being on agreeing thereto, Mr. FORBES demanded the previous question; and the question being—Shall the main question be now put, was put, and decided in the affirmative—Ayes 51, noes 49.

On motion of Mr. COLLIER, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), F. T. Anderson, Bayse, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, R. J. Davis, Edmunds, Fleming, Forbes, Garrison, George, Gilmer, Hopkins, Hunter, Hunt, Irby, Lockridge, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Noland, Payne, Reid, Richardson, Riddick, Robertson, Rutherfordord, Spady, Steger, Tate, Thomas, Tredway, West, Williams, Worsham and Wright—51.

NOES—Messrs. J. T. Anderson, Baker, Barbour, Baskervill, Baas, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Collier, J. D. Davis, Dice, Eggleston, Fletcher, Franklin, Gatewood, Gillespie, Grattan, Green, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, A. W. McDonald, Minor, Orgain, Pitman, Prince, Rives, Robinson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Staples, Thrash, Tomlin, Vaiden, Ward, Woodson, Wootten and Wynne—49.

The question recurring on agreeing to the substitute, was put, and decided in the affirmative.

Mr. JONES moved the following amendment to the bill, by way of addition thereto:

“Whenever it shall appear to the satisfaction of the governor, that any county, city or town has furnished, by voluntary enlistment, directly to the Confederate States the quota of men required by this act, then the draft from the militia of said county, city and town, herein directed, shall not be made, or if commenced, shall be suspended.”

And the question being on agreeing thereto, was put, and decided in the negative.

The bill as amended was then read a second time, and ordered to be engrossed and read a third time.

No. 82. A bill imposing taxes for the support of government, was taken up, on motion of Mr. BARBOUR, and postponed to, and made

the special order of the day for Wednesday the 19th instant, at 11 o'clock, and so on from day to day until disposed of.

No. 73. A bill to authorize the organization of ten companies of rangers, was taken up, on motion of Mr. ANDERSON, amended, and on motion of Mr. ROBERTSON, laid on the table.

On motion of Mr. ROBERTSON,

Resolved, that the resolution heretofore adopted requiring the chair to be vacated at 3 o'clock and resumed at 7½ o'clock, be repealed.

No. 90. An engrossed bill to raise troops to meet the requisition on Virginia of the president of the Confederate States, was taken up, two-thirds concurring, on motion of Mr. ROBERTSON.

Mr. ANDERSON of Botetourt submitted the following ryder to the bill; which was read a first and second times:

"Provided nothing in this act contained shall be so construed as to prohibit the formation of companies of volunteers for three years, not now in actual service."

Mr. GREEN moved to amend the ryder, by adding thereto the following:

"Volunteer companies with not less than eighty, rank and file, may re-enlist under their existing organizations, or may form new ones at the expiration of their present term of service."

And the question being on agreeing thereto, Mr. LOCKRIDGE demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The question being—Shall the ryder be engrossed and read a third time? was put, and decided in the negative—Ayes 39, noes 50.

On motion of Mr. WOODSON, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Bayse, Brooks, Buford, Burks, Carpenter, Clarke, Collier, J. D. Davis, Eggleston, Fletcher, Franklin, Gatewood, George, Gratian, Green, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lundy, Mallory, Mathews, A. W. McDonald, McLaughlin, Minor, Orgain, Pitman, Prince, Rives, Robinson, Small, Sherrard, Staples, Tomlin and Wooten—40.

NOES—Messrs. Kemper (speaker), Barbour, Baskervill, Bass, Blue, Booten, Bouldin, Bradford, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, R. J. Davis, Dice, Edmunds, Fleming, Forbes, Garrison, Hopkins, Hunter, Hunt, Irby, Lockridge, Lynn, McCamant, I. E. McDonald, Montague, Newton, Noland, Payne, Reid, Richardson, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Steger, Tate, Thomas, Thrash, Tredway, Ward, West, Williams, Woodson, Worsham, Wright and Wynne—54.

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had passed a bill entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States; in which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. ROBERTSON,

Resolved, that the bill under consideration be laid upon the table.

No. 58. A senate bill entitled an act to raise troops to meet the requisition on Virginia of the president of the Confederate States, was taken up, on motion of Mr. ROBERTSON, and read a first and second times, and on motion of Mr. SHEFFEY, read a third time; and the question being—Shall the bill pass? Mr. FORBES demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 77, noes 20.



On motion of Mr. MALLORY, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Burks, Carpenter, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Fleming, Forbes, Garrison, Gatewood, Gordon, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jordan, Kyle, Laidley, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, I. E. McDonald, McLaughlin, Montague, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Riddick, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Ward, West, Williams, Wooten, Worsham, Wright and Wynne—77.

NOES—Messrs. Buford, Clarke, Collier, Eggleston, Fletcher, Franklin, George, Gratian, Green, Jones, Lundy, A. W. McDonald, Minor, Orgain, Rives, Robinson, Small, Sherrard, Staples and Woodson—20.

Ordered, that the clerk inform the senate thereof.

Mr. DAVIS of Campbell submitted the following resolution:

Resolved, that five thousand copies of the act just passed be printed for the use of the house.

Mr. CAZENOVE moved to amend the resolution, by including therein the act for ascertaining and enrolling the military forces of the commonwealth; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BARBOUR moved to amend the resolution as amended, by striking out "five thousand," and inserting "one thousand;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring upon agreeing to the resolution as amended, was put, and decided in the affirmative.

On motion of Mr. TOMLIN,

Resolved, that the injunction of secrecy be removed from all proceedings of the house during the present session.

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

## TUESDAY, FEBRUARY 11, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 10, 1862.

The senate have passed a bill entitled:

An act refunding to the county of Amherst a license tax paid by George L. Shrader, advanced to him by the county court of said county, No. 40.

In which they respectfully request the concurrence of the house of delegates.

No. 40. A senate bill entitled an act refunding to the county of Amherst a license tax paid by George L. Shrader, advanced to him by the county court of said county, was read a first and second times, and on motion of Mr. DAVIS of Amherst, read a third time and passed—Ayes 84, noes 4.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Eggleston, Fletcher, Forbes, Franklin, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Kyle, Laidley, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Montague, R. E. Nelson, Noland, Orgain, Payne, Pitman, Prince, Richardson, Rives, Robertson, Robinson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Tredway, Tyler, Vaiden, Vermillion, Ward, West, Williams, Woolfolk, Wootten and Worsham—84.

**NOES**—Messrs. Edmunds, Gordon, Minor and Reid—4.

Ordered, that the clerk inform the senate thereof.

• Mr. NEWTON, from the committee of schools and colleges, presented an adverse report to the petition of the commissioners of the free schools of Richmond city, asking that their portion of the Literary fund and capitation tax be restored to them, and appropriated as heretofore.

Mr. NEWTON, from the committee on finance, presented the following bills:

No. 92. A bill imposing a tax on dogs in the county of Alleghany.

No. 93. A bill to provide for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth; which said last mentioned bill was read a first time, and ordered to be read a second time.

Mr. ROBERTSON, from the committee on banks, presented the following bill:

No. 94. A bill to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank.

Mr. ROBERTSON, from the joint committee upon the subject of the organization, &c. of the military forces of the commonwealth, presented the following bill:

No. 95. A bill amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption; which was read a first time, and ordered to be read a second time.

Mr. MCKINNEY, from the special committee appointed to enquire and report what judges and other salaried officers in the judicial department ought to be prohibited from receiving their salaries, presented a report; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 55.

Mr. MATHEWS, from the joint committee to examine the treasurer's office, presented a report; which was laid upon the table.

On motion of Mr. BASS,

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to Dr. Henry C. Stevens of Roanoke the amount of a license tax, which, by reason of his volunteering in the army, was of no use to him.

On motion of Mr. JONES (for Mr. WRIGHT),

Resolved, that the committee on finance be instructed to enquire into the expediency of refunding to Joel E. Bray of King & Queen county, a certain license tax heretofore paid by him.

On motion of Mr. TATE,

Resolved, that the committee of claims enquire into the expediency

of remunerating Rev. R. H. Phillips of Staunton for loss and damage to his property which was taken possession of through military necessity for use of the state.

The SPEAKER laid before the house a communication from the governor, enclosing a tabular statement made up from the reports of the banks of the commonwealth of January 1st, 1862; which was laid on the table and ordered to be printed. Doc. No. 56.

Mr. SAUNDERS of Campbell submitted the following resolution:

Resolved, that with the consent of the senate, a joint committee of the two houses be appointed to communicate to the secretary of war of the Confederate States the passage of an act to raise troops to meet the requisition on Virginia by the president of the Confederate States, and to confer with the secretary of war for the purpose of promoting harmony between the act of congress and this act of the general assembly.

And the question being on agreeing thereto, Mr. PRINCE moved the indefinite postponement of the resolution; and the question being on agreeing thereto, Mr. JAMES demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 54, noes 46.

On motion of Mr. RIVES, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Booten, Brooks, Buford, Burks, Carpenter, Carter, Clarke, Collier, Crockett, Dabney, Eggleston, Ewing, Fletcher, Franklin, Gatewood, George, Grattan, Green, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Orgain, Pitman, Prince, Richardson, Rives, Robinson, Rutherford, Small, Sherrard, Staples, Taylor, Tyler, Vaiden, Vermillion, Woolfolk and Wooten—54.

**NOES**—Messrs. Kemper (speaker), Baker, Baskervill, Blue, Bouldin, Bradford, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Fleming, Forbes, Gillespie, Gilmer, Gordon, Hopkins, Hunter, Lockridge, Montague, R. E. Nelson, Newton, Noland, Payne, Reid, Riddick, Robertson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Spady, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Ward, Williams, Woodson and Worsham—46.

Mr. JAMES moved a suspension of the rule, with a view to reconsider the vote of the house rejecting

No. 50. A bill for the relief of John Avis, late jailor of Jefferson county; and the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. WARD, the bill was laid on the table.

No. 43. An engrossed bill releasing the securities of Thomas K. Davis, late sheriff of Prince William county, from the payment of damages, was taken up, on motion of Mr. LYNN, read a third time and passed—Ayes 94.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, Daniel, Dice, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gordon, Green, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tredway, Tyler, Vaiden, Vermillion, Ward, West, Williams, Woodson, Woolfolk, Wooten and Worsham—94.

No. 91. An engrossed bill compensating Norman C. Smoot and

James Caudy, commissioners of the revenue for the county of Hampshire, for services performed, was taken up, on motion of Mr. BLUE, read a third time and passed—Ayes 95.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baskerville, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, Daniel, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tredway, Tyler, Vaiden, Vermillion, Ward, West, Williams, Woodson, Woolfolk, Wooten and Worsham—95.

No. 64. An engrossed bill to constitute a corps more effectually to collect the arms of the state and Confederate States not in actual service, was taken up, on motion of Mr. PRINCE, read a third time and passed—Ayes 89.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baskerville, Bass, Bayse, Blue, Booten, Bouldin, Bradford, Brooks, Burks, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fleming, Fletcher, Forbes, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, Irby, Johnson, Jones, Kyle, Laidley, Lively, Lockridge, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Noland, Orgain, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Small, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Tyler, Vaiden, Vermillion, Ward, Williams, Woodson, Woolfolk, Wooten and Worsham—89.

Ordered, that the clerk communicate the foregoing bills to the senate, and request their concurrence.

The SPEAKER laid before the house a communication from the governor in relation to the proper organization of corps for the defence of the cities and towns of the commonwealth; which was read, and on motion of Mr. ANDERSON of Botetourt, referred to the committee on military affairs.

On motion of Mr. FORBES, the house resolved itself into secret session.

Mr. FORBES submitted the following resolution:

Resolved by the general assembly, that a joint committee of both houses, consisting of members of the house and members of the senate, be appointed to confer with the president of the Confederate States in respect to the defences of the city of Richmond, and to make known to him the anxious desire of the people of Virginia to contribute all the aid in their power to the perfection of said defences; and the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The SPEAKER announced the following committee under the resolution adopted by the house on yesterday in relation to the confiscation of lands of citizens of the United States lying west of the Alleghany mountains, &c.: Messrs. McCamant, Staples, James, Coleman of Fayette, and George.

On motion of Mr. RIVES,

Resolved, that the names of Messrs. Gilmer and Nelson of Flu-

vanna be entered upon the journal as voting for the senate bill passed on yesterday, entitled an act to raise troops to meet the requisition on Virginia of the president of the Confederate States.

On motion of Mr. BRADFORD, the house adjourned until to-morrow, 11 o'clock.

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WEDNESDAY, FEBRUARY 12, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 11, 1862.

The senate have passed a bill entitled:

An act to protect loyal citizens whose property may be sold by officers under illegal process, No. 54.

In which they respectfully request the concurrence of the house of delegates.

No. 54. A senate bill to protect loyal citizens whose property may be sold by officers under illegal process, was read a first and second times, and referred to the committee for courts of justice.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 96. A bill to reorganize the 17th and 28th brigades Virginia militia.

Mr. NEWTON, from the committee on finance, presented an adverse report to the petition of Francis Thornton, sheriff of the county of Campbell, praying that in paying the taxes for the present year into the treasury, he might be allowed a credit for the amount of damages paid by him on the license tax of this year.

The SPEAKER laid before the house a communication from the governor, enclosing the semi-annual report of Brevet Major General Francis H. Smith, superintendent of the Virginia military institute, to the board of visitors; which was laid on the table and ordered to be printed. Doc. No. 57.

No. 95. A bill amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption, was taken up, on motion of Mr. ROBERTSON, and recommitted to the joint committee by which it was reported.

Mr. BLUE submitted the following resolution:

Resolved, that with the concurrence of the senate, this house will proceed, on Thursday the 20th instant, to the election of a secretary of the commonwealth, a treasurer, an auditor of public accounts, a second auditor, a register of the land office, a public printer, a superintendent of the penitentiary, and a general agent and storekeeper of the penitentiary; which, on motion of Mr. BASS, was laid on the table.

On motion of Mr. MONTAGUE,

Resolved, that the committee on the penitentiary be empowered,

in investigating the alleged frauds and abuses in the management of the penitentiary, to send for persons and papers.

Mr. WOODSON submitted the following resolutions; which being objected to, were laid over under the rule:

Resolved by the general assembly, that our representatives in congress be instructed to use their best efforts to procure the passage of a law by congress reducing the pay of the officers of the army, especially of the quartermaster's, commissary and surgical departments, and increasing the pay of the privates, so as to reduce, as far as practicable, the expenses of the war, consistently with its successful prosecution.

Resolved, that we hereby pledge the faith of the state to an increase of the pay of her privates in this war; and if congress shall fail to provide for such increase, the general assembly of Virginia pledges itself to do so.

Mr. TOMLIN submitted the following resolution:

Resolved by the general assembly, that the governor of the commonwealth be requested to procure from the president of the Confederate States the immediate discharge of any portion of the Virginia militia not now absolutely required by the public service.

Mr. FORBES moved to amend the resolution, so that it would read as follows:

"Resolved by the general assembly, that the governor of the commonwealth be requested to confer with the president of the Confederate States, and endeavor to procure the discharge of such portion of the Virginia militia as is not necessarily required by the public service."

And the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that Mr. TOMLIN carry the same to the senate, and request their concurrence.

The SPEAKER laid before the house the petition of John McIntosh, 60th regiment of Virginia volunteers, praying compensation for services performed; which was ordered to be referred to the committee on military affairs.

On motion of Mr. MCKINNEY,

Resolved, that the committee on military affairs be requested to enquire into the expediency of reporting a bill to furnish horses to those who volunteer in the cavalry service of the state, retaining the forty cents per diem until the purchase money is refunded.

Mr. WYNNE, from a special committee, presented the following bill:

No. 97. A bill incorporating the Dover coal mining company.

No. 73. A bill to authorize the organization of ten companies of rangers, was taken up, on motion of Mr. LOCKRIDGE, read a second time, and ordered to be engrossed and read a third time.

The report of the joint committee appointed to correspond with

the lessees of the salt works, was taken up, on motion of Mr. CROCKETT, and on motion of Mr. McCAMANT, laid upon the table.

A message was received from the senate by Mr. SPITLER, who informed the house of delegates that the senate had agreed to the joint resolution concerning the discharge of such portion of the Virginia militia as is not necessarily required by the public service.

No. 24. A senate bill entitled an act providing for the appointment of additional clerks in the office of the auditor of public accounts, with the amendments thereto proposed by the committee on finance, was taken up and laid on the table.

No. 10. A senate bill entitled an act to amend section 11 of chapter 163 of the Code, in relation to the removal of the records and papers of courts, with the amendments thereto proposed by the committee for courts of justice, was taken up.

The amendments were agreed to, and the bill read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 7. A senate bill entitled an act concerning treasury notes, was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. COLLIER, the house adjourned until to-morrow, 12 o'clock.

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#### THURSDAY, FEBRUARY 13, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

Mr. MINOR submitted the following resolution:

Resolved, that after this day the hour of meeting of the house shall be 11 o'clock A. M.; which being objected to, was laid over under the rule.

On motion of Mr. CLARKE,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of reporting a bill to confer the same power on the county court of Washington county in regard to regulating ferries, that the courts of Russell and Wise counties now have.

On motion of Mr. EGGLESTON,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of paying the members of the 86th regiment Virginia militia commutation for clothing whilst employed in the military service of the state of Virginia, under a proclamation of the governor.

Mr. JAMES presented the petition of citizens of Botetourt county, praying the passage of a law to prevent the distillation of grain.

On motion of Mr. JAMES,

Resolved, that the memorial just presented be referred to a special committee.

The SPEAKER announced the following committee under the resolution: Messrs. Woodson, James, Bass, Tredway, Fleming, Orgain and Payne.

No. 93. A bill to provide for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth, was taken up, on motion of Mr. MINOR, read a second time, and ordered to be engrossed and read a third time.

Mr. THRASH presented the petition of Capt. C. M. Stegleman's company of Floyd volunteers, praying that the distillation of grain be prohibited in the county of Floyd; which was ordered to be referred to the special committee on that subject.

On motion of Mr. BLUE,

Resolved, that, with the concurrence of the senate, the committees on the armory of the two houses be and they are hereby constituted a joint committee for the examination of said armory.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. TOMLIN presented the petition of George Taylor in relation to the validity of his securityship on the bond of Robert M. Nimmo, penitentiary storekeeper; which was ordered to be referred to the committee to examine the penitentiary.

Mr. THOMAS presented the memorial of Robert M. Nimmo, penitentiary storekeeper, on the subject of the validity of his official bond; which was ordered to be referred to the committee to examine the penitentiary.

A message was received from the senate by Mr. THOMPSON, who informed the house of delegates that the senate had passed house bill entitled an act to amend and re-enact the ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861, with amendments: in which amendments they respectfully requested the concurrence of the house of delegates.

Mr. McCAMANT, from a special committee, presented the following bill:

No. 98. A bill confiscating lands of citizens of the United States lying west of the Alleghany mountains, and when said lands are claimed by loyal citizens under grants from the commonwealth, to transfer the same to them.

The report of the committee of privileges and elections upon the legality of the election held in the county of Pendleton on the 16th January 1862, was taken up, on motion of Mr. BLUE.

Mr. WOODSON presented the memorial of E. T. Saunders in relation to said election, and praying that it might be declared illegal and void.

On motion of Mr. SHEFFEY, the report and memorial were laid upon the table.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

Mr. ROBERTSON, from the joint committee, to whom had been recommitted



No. 95. A bill amending and re-enacting the 2d section of chapter 22 of the Code, respecting persons exempt from all military duties, and providing the mode of exemption, reported the same with amendments.

The bill and amendments were taken up. Pending the consideration of which,

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

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FRIDAY, FEBRUARY 14, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 13, 1862.

The senate have agreed to the amendments proposed by the house of delegates to senate bill entitled:

An act to amend section 11 of chapter 163 of the Code, in relation to the removal of the records and papers of courts, No. 20.

The amendments proposed by the senate to house bill entitled an act to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861, were taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. ANDERSON, from the committee on military affairs, presented the following bills:

No. 99. A bill for the relief of Joel D. Ashbury, W. Lewis and others, being the officers and crew of the York Spit light vessel.

No. 101. A bill to authorize the governor to organize and call out the military force of cities and towns for their defence; which last mentioned bill was read a first time, and ordered to be read a second time.

Mr. WOODSON, from a special committee, presented the following bill:

No. 101. A bill to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors; which was read a first time, and ordered to be read a second time.

Mr. MONTAGUE presented the petition of citizens of Montgomery, praying the passage of an act to prevent the distillation of grain; which was ordered to be referred to the special committee on that subject.

Mr. CROCKETT presented the petition of the Rev. Thomas Goodwin and two hundred and fifty other citizens of Wythe, praying for the passage of an act to prevent the distillation of grain.

Mr. THRASH presented a similar memorial from citizens of the county of Floyd, and also the proceedings of a public meeting in Floyd county, asking the passage of an act to prevent the distillation of grain.

Mr. BASS presented a letter from P. P. Huff of Roanoke county, on the same subject.

All of which were ordered to be referred to the special committee on the subject of prohibiting the distillation of grain.

On motion of Mr. ROBERTSON,

Resolved, that pending the consideration of bills concerning military organization or state defence, the house resolve itself into secret session daily at 12½ o'clock; the chair be vacated at 3, and resumed at 7½ o'clock.

On motion of Mr. FLOOD,

Resolved, that the committee on finance enquire into the expediency of extending the time within which commissioners of the revenue shall deliver their assessments to clerks of courts and to sheriffs, and transmit copies thereof to the auditor of public accounts.

The hour of 12½ o'clock having arrived, the house, under the resolution this day adopted, resolved itself into secret session.

No. 95. A bill amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption, with the amendments proposed thereto by the joint committee, being the unfinished business of yesterday, was taken up.

Mr. McCAMANT submitted the following resolution:

Resolved, that in the discussion of the bill under consideration, and the amendments which may be offered thereto, no member of the house shall be allowed to speak more than ten minutes, nor more than twice upon the same subject; and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

The first amendment proposed by the committee, exempting the lieutenant governor from draft, was agreed to.

The second amendment, exempting the collector of taxes of a corporation, was passed over.

The third amendment of the committee, exempting the president and superintendent of each telegraphic company, was taken up.

Mr. WYNNE moved to amend, by inserting "the president and superintendent of each telegraphic company, not exceeding four persons;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the amendment as amended, was put, and decided in the affirmative.

The fourth amendment proposed by the committee being consequential, was concurred in.

The fifth amendment proposed by the committee, striking out the provision of the bill exempting such detectives and members of the police of any city or town as might in the opinion of the governor be essential to protect public property and preserve the public peace, was concurred in.

The following, proposed by the committee as an independent section, to come in after the first section, was taken up:

"If the constituted authorities of any city or town shall, within twenty days after any draft has been made therefrom, apply to the governor for the purpose, he shall exempt from actual military service any drafted person who may be an officer of such city or town, or in its service in connection with its gas or water works or fire and police departments: and if within twenty days after any draft, the president and superintendent of any rail road company shall certify to the governor that the services of any drafted person who is an officer or employee of such company, are necessary to the efficient operation of such road, the governor shall exempt such person from actual military service: and any person exempted under this section shall be deemed to be detailed for duty in the post or place he filled at the time he was drafted: and in case he shall leave the service of such city, town or company, he shall at once be remanded to the military service for which he was drafted. And if any such person shall fail, for ten days after leaving such service, to report himself to the governor or to some military officer for duty as a soldier, he shall be proceeded against as a deserter. The governor shall promptly cause the places of all persons exempted under this section to be filled by further draft from the respective counties, cities and towns from which such persons were drafted. It shall be the duty of the president of a company, or the mayor of a city or town, as the case may be, promptly to report to the governor the name of any person so exempted, who may have left the service for which he was detailed."

Mr. HOPKINS moved to amend the amendment, by striking out "or town;" and the question being on agreeing thereto, Mr. BURKS demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. FORBES moved to amend the amendment, by striking out the word "shall" and inserting "may in his discretion;" so that the amendment would read "the governor may in his discretion exempt," &c.; and the question being on agreeing thereto, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. ANDERSON of Rockbridge moved to amend the amendment, by striking out all that portion thereof which authorizes the governor to exempt rail road officers and employees when drafted; and the question being on agreeing thereto, Mr. FORBES demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. HUNTER moved to amend the amendment, by excluding from the operation thereof the Winchester and Potomac rail road; and the question being on agreeing thereto, Mr. BURKS demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. FORBES moved to amend the amendment, by inserting the words "upon their honor," so that the certificate of the president and superintendent of a rail road company should be upon their honor; and the question being on agreeing thereto, Mr. TATE de-

manded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

Mr. MINOR moved to amend the amendment, by striking out all that portion thereof providing that officers and employees of a city or company "shall be deemed detailed for duty," &c. down to the word "deserter;" and the question being on agreeing thereto, Mr. NELSON of Fluvanna demanded the previous question ; which was sustained by the house ; and being put, was decided in the negative.

Mr. ROBERTSON moved to amend the amendment, by inserting after the word "drafted" (in reference to those detailed for duty in a city or company), "without the pay of a soldier;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. STEGER moved to amend the amendment, so as to make it read, any drafted person who may be "at the time of the draft" an officer, &c. ; and the question being on agreeing thereto, Mr. FORBES demanded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

The question recurring upon agreeing to the amendment of the committee as amended, Mr. COLLIER demanded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed a bill entitled an act amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption : in which they respectfully requested the concurrence of the house of delegates.

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

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#### EVENING SESSION.

The SPEAKER laid before the house a communication from the governor, enclosing a communication from the president of the auditing board, and sundry papers from the acting quartermaster of Virginia, embracing a correspondence with the quartermaster general of the Confederate States ; which were read, and on motion of Mr. McCAMANT, laid on the table and ordered to be printed. Doc. No. 58.

The SPEAKER laid before the house a communication from the governor, transmitting a letter from W. N. Edwards, president of the convention of North Carolina, enclosing an ordinance of that body, entitled an ordinance to incorporate the Piedmont rail road company ; which were read, and on motion of Mr. McCAMANT, referred to the committee to confer with the confederate government in relation to the rail road connections between Virginia and North Carolina, and ordered to be printed. Doc. No. 59.

The SPEAKER laid before the house a further communication from the governor ; which was read as follows :

EXECUTIVE DEPARTMENT, Feb. 13, 1862.

*Gentlemen of the Senate and House of Delegates:*

It is my duty to inform you of the death of Brigadier General James Boggs, commanding the 18th brigade of the Virginia militia, in order that you may fill the vacancy.

In making this communication, I would be unfaithful to the obligations of personal friendship, if I did not bear cordial testimony to his integrity, his unsullied honor, and his devoted patriotism. He filled various public trusts, and discharged their duties with scrupulous fidelity. For many years he filled the office of justice of the peace, and at the time of his death was the presiding justice of the county court of Pendleton, brigadier general of the militia, and member elect to the house of delegates. In all the relations of life, as husband, father, citizen, friend, he was without reproach.

Respectfully,

JOHN LETCHER.

On motion of Mr. JONES,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of reporting a bill authorizing any native of the state of Maryland who may re-enlist in the troops of Virginia under the provisions of the act of the provisional congress of the Confederate States, approved December 11, 1861, and the act of the general assembly of Virginia, passed February 10, 1862, to be transferred, if he desire it, to the first Maryland regiment, or such other Maryland regiment as may be organized.

No. 97. A bill incorporating the Dover coal mining company, was taken up, on motion of Mr. WYNNE, read a first time, and ordered to be read a second time.

No. 67. A senate bill entitled an act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption, was taken up, on motion of Mr. ROBERTSON, and read a first and second times.

Mr. ROBERTSON moved to amend the bill in the 1st section, by striking out the following: "The vice-president of the Confederate States, the officers, judicial and executive, of the government of the Confederate States, the members of both houses of congress, and the clerk of each house, all custom house officers," and inserting in lieu thereof the following: "All officers of the confederate government exempted by the laws of the Confederate States;" and the question being on agreeing thereto, Mr. HUNTT demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. MINOR moved to amend the bill, by inserting the following: "all professors, tutors and pupils of public seminaries of learning;" and the question being on agreeing thereto, Mr. COLLIER demanded

the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. TOMLIN moved to amend the bill, by striking out the following: (exempting members of the general assembly) "during the term for which they were elected or appointed," and inserting in lieu thereof the following: "for attendance upon the duties of their respective houses;" and the question being on agreeing thereto, Mr. McCAMANT demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 19, noes 60.

On motion of Mr. SAUNDERS of Campbell, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Booten, Gordon, Green, Johnson, Kyle, Lively, Lynn, A. W. McDonald, Minor, Pitman, Thrash, Tomlin, Vaiden, Vermillion, West, Williams, J. L. Wilson and Wootten—19.

NOES—Messrs. F. T. Anderson, Baker, Baskervill, Blue, Bouldin, Bradford, Buford, Carpenter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, R. J. Davis, Dice, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Gatewood, Gillespie, Gilmer, Harrison, Hunter, Hunt, Irby, Jones, Jordan, Lockridge, Mathews, McCamant, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Reid, Richardson, Robertson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Thomas, Tredway, Tyler, Woodhouse, Woolfolk and Wynne—61.

Mr. WYNNE moved to amend the bill, by striking out the words "one telegraph operator for each office," and inserting in lieu thereof the following: "the president, general superintendent and two local superintendents of the southern telegraph companies, in no cases to exceed four persons;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. TREDWAY moved to amend the bill, by striking out the words "having charge of a congregation" (the bill exempting ministers having charge of a congregation); and the question being on agreeing thereto, Mr. COLLIER demanded the previous question; which was sustained by the house; and being put, it appeared that no quorum voted.

On motion of Mr. BRADFORD, the vote was recorded as follows—Ayes 67, noes 8.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Blue, Booten, Bouldin, Bradford, Buford, Cecil, Clarke, H. N. Coleman, Collier, Crockett, R. J. Davis, Dice, Eggleston, Fleming, Fletcher, Flood, Forbes, Franklin, Gatewood, Gillespie, Gilmer, Gordon, Harrison, Hunter, Hunt, Irby, Jones, Jordan, Kyle, Lockridge, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Pitman, Reid, Richardson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Thomas, Thrash, Tredway, Vaiden, Vermillion, Williams, J. L. Wilson, Woodhouse, Woolfolk, Wootten and Wynne—67.

NOES—Messrs. J. J. Coleman, Green, Johnson, Lively, Lynn, Robertson, Tomlin and West—8.

On motion of Mr. SPADY, the house adjourned until to-morrow, 12 o'clock.

SATURDAY, FEBRUARY 15, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 14, 1862.

The senate have passed house bills entitled:

An act to constitute a corps more effectually to collect the arms of the state and Confederate States not in actual service, No. 64.

An act compensating Norman C. Smoot and James Caudy, commissioners of the revenue for the county of Hampshire, for services performed, No. 91.

Mr. CARPENTER, from the committee of roads and internal navigation, to whom had been referred

No. 39. A senate bill entitled an act to amend section 26 of chapter 52 of the Code of Virginia, edition of 1860, reported the same with amendments.

Mr. ANDERSON, from the committee on military affairs, presented the following bills:

No. 102. A bill to amend an ordinance of the convention entitled an ordinance for the organization of the provisional army of Virginia.

No. 103. A bill authorizing Maryland volunteers, who re-enlist in the troops of Virginia, to be transferred to Maryland regiments.

No. 104. A bill appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county to the salt works in Braxton county.

Mr. ROBERTSON, from the committee on banks, presented the following bills, which, on his motion, were read a first time, and ordered to be read a second time:

No. 105. A bill to amend and re-enact section 1, chapter 57, Acts of 1861.

No. 106. A bill to amend and re-enact an act entitled an act to authorize the banks of this commonwealth to issue notes of the denomination of one and two dollars, passed January 24, 1862.

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar.

The report relative to the payment of salaries to judges and other officers in the judicial department, being especially in reference to Judge E. P. Pitts, was taken up, on motion of Mr. EVANS, and on motion laid on the table.

The report of the joint committee to correspond with the lessees of the salt works, was taken up, on motion of Mr. McCAMANT, and postponed to and made the order of the day for Tuesday next at 1 o'clock.

The hour of 12½ o'clock having arrived, the house, according to order, resolved itself into secret session.

No. 67. A senate bill entitled an act amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemp-

tion, was taken up; and the question being on agreeing to the amendment heretofore submitted by Mr. TREDWAY, exempting, in effect, all ministers of the gospel, was put, and decided in the affirmative—Ayes 71, noes 19.

The vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Booten, Bouldin, Bradford, Buford, Burks, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Daniel, R. J. Davis, Dice, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Harrison, Hunter, Hunt, Irby, Jones, Kyle, Laidley, Lockridge, Mathews, McCamant, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Pitman, Richardson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Vaiden, Vermillion, Williams, J. L. Wilson, Woodhouse, Woolfolk, Wooten and Wynne—71.

**NOES**—Messrs. Carpenter, J. J. Coleman, Grattan, Green, Hopkins, James, Johnson, Lively, Lynn, A. W. McDonald, I. E. McDonald, Murdaugh, Payne, Robertson, Robinson, Rowan, Tomlin, West and S. Wilson—19.

Mr. ROBERTSON moved to amend the bill, in the 14th line of the 1st section, by inserting after the word "asylums," "and the regular nurses and attendants employed therein;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. ROBERTSON moved further to amend the bill, in the same line, same section, by striking out the words "and the deaf and dumb and blind institution, and their assistants," and inserting the following: "and the teachers employed in the institution for the deaf and dumb and blind;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. HUNTER moved to amend the bill, in the 18th line of the 1st section, by inserting the following after the words "by reason of," "his being an agent of any commissary or assistant commissary or quartermaster or assistant quartermaster, whether said commissary or assistant commissary or quartermaster or assistant quartermaster be in the service of the Confederate States or of this state, or by reason of;" and the question being on agreeing thereto, Mr. ANDERSON of Rockbridge demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. McCAMANT moved to amend the bill, by inserting in the 17th line, 1st section, after the word "company" the following: "and all persons necessarily employed in the business of manufacturing salt-petre and sulphur;" and the question being on agreeing thereto, Mr. NOLAND demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. JONES moved to amend the bill, by striking out in the last clause thereof the following words: "of his holding any office or commission in the militia, and whenever any militia officer is drafted for actual service, his commission shall be vacated," and inserting in lieu thereof the following: "and whenever the commission of any officer of the militia shall be vacated from any cause, he shall, if between the ages of 18 and 45 years, go back into the ranks of the militia, and be subject to draft;" and the question being on agreeing thereto, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the negative.



Mr. HUNTER moved to amend the bill, by striking out the words "vice-president of the Confederate States; the officers, judicial and executive, of the government of the Confederate States; the members of both houses of congress, and the clerk of each house; all custom house officers;" and the question being on agreeing thereto, Mr. CARPENTER demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. GREEN moved to amend the bill, by adding at the end of the first section the following: "and no one shall be exempt because of his being a postmaster, clerk or other ministerial officer or employee of the confederate government;" and the question being on agreeing thereto, Mr. WILSON of Isle of Wight demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 36, noes 48.

On motion of Mr. ROBERTSON, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Baskervill, Blue, Burks, Cazenove, Clarke, Crockett, Fleming, Flood, Franklin, Garrison, George, Green; Harrison, Hopkins, Hunter, Hunt, Johnson, Kyle, Laidley, Lively, Lockridge, A. W. McDonald, I. E. McDonald, Minor, Murdaugh, Newton, Pitman, Richardson, Rowan, Tate, Tomlin, West, J. L. Wilson, & Wilson and Wootten—36.

NOES—Messrs. F. T. Anderson, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cecil, J. J. Coleman, H. N. Coleman, Daniel, R. J. Davis, Dice, Eggleston, Evans, Fletcher, Forbes, Gatewood, Gilmer, Gordon, Irby, Jones, Lynn, Mathews, McCamant, Montague, R. E. Nelson, W. G. T. Nelson, Noland, Payne, Reid, Robertson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Taylor, Thomas, Thrash, Vaiden, Vermillion, Williams, Woolfolk and Wynne—48.

Mr. HARRISON moved to amend the bill, by adding after the word "corporation," in the 11th line, the words "having a hustings court;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BURKS moved to add the words "and the commissioners of the revenue;" which was agreed to.

Mr. FORBES moved to amend the bill, by exempting from draft "all tanners;" and the question being on agreeing thereto, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. GREEN moved to insert the following as an independent section:

"Any person exempted under this act may waive such exemption, by having his name enrolled prior to the first draft, or by volunteering. If he does not so waive such exemption, he shall pay into the treasury of Virginia                      dollars in ten days after any draft in which he might have been included but for such exemption; and one year thereafter, if the war continue so long, a like sum of                      dollars; and on his failure so to do, he shall be regarded as a drafted militiaman."

Pending the consideration of which,

On motion of Mr. WILSON of Isle of Wight, the house adjourned until Monday, 12 o'clock.

MONDAY, FEBRUARY 17, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

Mr. ANDERSON of Botetourt submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that on and after Tuesday the 18th inst. the house will meet at 11 o'clock, and the chair be vacated at 2½ o'clock P. M. and resumed at 4½ o'clock P. M.

On motion of Mr. ANDERSON of Botetourt, the following resolution, heretofore submitted, was taken up:

Resolved, that after this day the hour of meeting of the house shall be 11 o'clock A. M.

Mr. ANDERSON of Botetourt moved to amend the resolution, by adding thereto "and the chair shall be vacated at 2½ o'clock P. M., and resumed at 4½ o'clock P. M.; and the question being on agreeing thereto, Mr. McCAMANT demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 62, noes 15.

On motion of Mr. ANDERSON of Botetourt, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Booten, Bouldin, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dice, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Gatewood, George, Gillespie, Gilmer, Hunter, Hunt, Irby, James, Johnson, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, Minor, Montague, R. E. Nelson, Noland, Payne, Pitman, Reid, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Staples, Steger, Thomas, Thrash, Vaiden, Vernillion, West, Williams, Woodhouse, Wootten and Wynne—62.

NOES—Messrs. Bradford, Carter, Collier, Fleming, Garrison, Green, Harrison, Jones, I. E. McDonald, Murdaugh, W. G. T. Nelson, Newton, Tate, Tomlin and J. L. Wilson—15.

Mr. HARRISON moved to amend the resolution as amended, by striking out "11 o'clock," and inserting "10 o'clock;" and the question being on agreeing thereto, was put, and decided in the negative—Ayes 26, noes 57.

On motion of Mr. HARRISON, the vote was recorded as follows:

AYES—Messrs. Bradford, Burks, Carter, Cecil, Collier, Eggleston, Fleming, Forbes, Franklin, Garrison, Harrison, Hunter, Hunt, Jones, Kyle, I. E. McDonald, Murdaugh, W. G. T. Nelson, Reid, Rowan, Tomlin, Vernillion, West, J. L. Wilson, Woolfolk and Wynne—26.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Booten, Bouldin, Buford, Carpenter, Cazenove, J. J. Coleman, H. N. Coleman, Crockett, Dice, Evans, Fletcher, Flood, Gatewood, George, Gillespie, Gilmer, Green, Irby, James, Johnson, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, Minor, Montague, R. E. Nelson, Newton, Noland, Payne, Pitman, Robertson, Robinson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Staples, Steger, Tate, Thomas, Thrash, Vaiden, Williams, Woodhouse and Worsham—57.

Mr. HUNTT, from the committee on enrolled bills, presented the following report:

The committee on enrolled bills have examined sundry such bills, and finding them correctly enrolled, respectfully report them for further examination.

Ordered, that the clerk communicate them to the senate for further examination by the committee of that body.

The hour of 12½ o'clock having arrived, the house, according to order, resolved itself into secret session.

Mr. ANDERSON of Botetourt moved to pass by the senate bill relating to exemptions from military service, with a view to consider the pending resolution in relation to the hour of meeting of the house; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, Mr. ANDERSON of Botetourt demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

The resolution as adopted is as follows:

Resolved, that after this day the hour of meeting of the house shall be 11 o'clock A. M., and the chair shall be vacated at 2½ o'clock P. M., and resumed at 4½ o'clock P. M.

The SPEAKER laid before the house a communication from the governor, in relation to an increase of the forces in the field, and the organization of a state force; which was read, and on motion of Mr. ANDERSON of Botetourt, referred to the committee on military affairs.

No. 67. A senate bill entitled an act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption, was taken up; and the question being on agreeing to the amendment heretofore submitted by Mr. GREEN, Mr. VAIDEN demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 24, noes 56.

On motion of Mr. GREEN, the vote was recorded as follows:

AYES—Messrs. Booten, Carter, Fleming, George, Gillespie, Green, Hopkins, Hunter, Hunt, James, Johnson, Kyle, Lockridge, A. W. McDonald, I. E. McDonald, Pitman, Robinson, Rowan, Small, Sherrard, Thrash, Tomlin, West and Williams—24.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bouldin, Bradford, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dice, Eggleston, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, Gilmer, Gratton, Harrison, Irby, Jones, Lynn, Mathews, McCamant, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Reid, Robertson, P. Saunders, Shannon, Sheffey, Spady, Staples, Steger, Tate, Thomas, Vaiden, Vermillion, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten and Wynne—56.

Mr. ROBERTSON submitted the following resolution:

Resolved, that on all amendments to the bill under consideration, debate be limited to its explanation by the member moving it, not exceeding 5 minutes, and by a member in opposition, not exceeding the same time, and such amendment be then put to the vote.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. COLLIER submitted the following amendment to the bill: add after the clause exempting one physician for each 2,000 inhabitants, the following: "One proprietor of each apothecary establishment now doing business: provided he be a practical apothecary and druggist, to be selected in like manner;" and the question being on agreeing thereto, Mr. JAMES demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. JONES moved to amend the bill in the 5th section by striking out the words "of a permanent character" (referring to bodily infirmity).

Mr. COLEMAN of Nelson moved to amend the amendment, by striking out the entire section, and providing for a board of medical examiners to pass upon exemptions arising from physical infirmity; and the question being on agreeing thereto, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The question recurring on agreeing to the amendment submitted by Mr. JONES, was put, and decided in the negative.

Mr. ROBERTSON moved to amend the bill, by striking out the 2d section, and inserting the following:

"If the constituted authorities of any city shall, within twenty days after any draft has been made therefrom, apply to the governor for the purpose, he shall exempt from actual military service any drafted person, who may be at the time of the draft an officer of such city, or in its service in connection with its gas or water works or fire and police departments: and if within twenty days after any draft the president and superintendent of any rail road, canal or telegraph company shall certify upon their honor to the governor that the services of any drafted person, who is an officer or employee of such company, are necessary to the efficient operation of the rail road, the governor may in his discretion exempt such person from actual military service. Any person exempted under this section shall be deemed to be detailed for duty in the post or place he filled at the time he was drafted, without the pay of a soldier: and in case he shall leave the service of such city or company, he shall at once be remanded to the military service for which he was drafted: and if any such person shall fail, for ten days after leaving such service; to report himself to the governor or to some military officer for duty as a soldier, he shall be proceeded against as a deserter. The governor shall promptly cause the places of all persons exempted under this section to be filled by further draft from the respective counties, cities and towns from which such persons were drafted. It shall be the duty of the president or mayor of the city, or company, as the case may be, promptly to report to the governor the name of any person so exempted, who may have left the service for which he was detailed."

And the question being on agreeing thereto, Mr. VAIDEN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. SAUNDERS of Franklin submitted an amendment "providing the board of exemption consisting of the presiding and two other justices, should be first sworn before entering upon the discharge of their duties." And the question being on agreeing thereto, was put, and decided in the negative.

Mr. FLEMING moved to amend the bill by striking out of the list of exemptions the presiding justice of a county or corporation; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. ROBERTSON moved to amend the bill, by adding to the list of exemptions the judge of the court of hustings for the city of Richmond; which was agreed to.

Mr. BURKS moved to amend the bill, by adding, in the last section, "and parts of acts and ordinances;" which was agreed to.

The bill as amended was then read a third time; and the question being—Shall the bill pass? Mr. CAZENOVE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. THOMPSON, who informed the house of delegates that the senate had agreed to a joint resolution for a joint committee to consider the message of the governor, this day communicated to the two houses of the general assembly, in relation to an increase of the forces in the field, and the organization of a state force.

The resolution was taken up and concurred in.

The SPEAKER announced the following committee under the resolution: Messrs. Anderson of Botetourt, Robertson, Bouldin, Jones, Tomlin, Saunders of Campbell, and Forbes.

On motion of Mr. ANDERSON of Botetourt, the rule having been suspended for that purpose, the communication from the governor, this day received, and referred to the committee on military affairs, was referred to the joint committee appointed under the resolution from the senate.

No. 73. An engrossed bill to authorize the organization of ten companies of rangers, was taken up, on motion of Mr. LOCKRIDGE, and read a third time; and the question being—Shall the bill pass? Mr. ANDERSON of Rockbridge demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 82, noes 3.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Booten, Bouldin, Bradford, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Dice, Eggleston, Evans, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, George, Gillespie, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Pitman, Reid, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Small, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Vaiden, Vermillion, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten and Wynne—82.

NOES—Messrs. J. J. Coleman, Gilmer and Laidley—3.

No. 100. A bill to authorize the governor to organize and call out the military force of cities and towns for their defence, was taken up; and on motion of Mr. ANDERSON, committed to the joint committee this day appointed.

No. 78. A bill to organize companies for special service, was taken up, on motion of Mr. WOODHOUSE; and on motion of Mr. ANDERSON, committed to the joint committee this day appointed.

No. 103. A bill authorizing Maryland volunteers, who re-enlist in the troops of Virginia, to be transferred to Maryland regiments, was

taken up, on motion of Mr. JONES of Gloucester, read a first time, and ordered to be read a second time.

On motion of Mr. JONES of Gloucester,

Resolved, that the governor be respectfully requested to furnish, for the information of this house, such reports of the military operations of officers at and near Norfolk, at the time of the commencement of hostilities, as have not been communicated to the convention or this house.

On motion of Mr. ANDERSON of Rockbridge,

Resolved, that the committee of roads and internal navigation enquire into the expediency and propriety of authorizing the president and directors of the James river and Kanawha company to apply a portion of the loan made to said company for the improvement of the Kanawha navigation, to the repair of the canal from Lynchburg to Buchanan, and the improvement of the sluice navigation from Buchanan to Covington.

On motion of Mr. FLEMING, the house adjourned until to-morrow, 11 o'clock.

## TUESDAY, FEBRUARY 18, 1862.

Mr. SHEFFEY, from the committee of roads and internal navigation, presented the following bill:

No. 109. A bill to authorize the sale of the stock held by the state in turnpike and plank road companies.

Mr. THRASH presented petitions from the county of Floyd, praying the passage of a law to prohibit the distillation of grain; which was ordered to be referred to the special committee on that subject.

No. 101. A bill to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors, was taken up, on motion of Mr. FLEMING.

Mr. COLLIER moved to amend the bill, by striking out the words "other than that grown by himself;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. HARRISON moved to strike out, in the 1st section, the 8th, 9th and 10th lines of the first section, as follows: "to be recovered by presentment, indictment or information in any circuit, county or corporation court in the jurisdiction of which the offence should be committed;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. COLLIER moved to amend the bill, by adding to the 1st section the following: "and be subject to imprisonment in the county jail, not exceeding 12 months, in the discretion of the court;" and the question being on agreeing thereto, was put, and decided in the affirmative.

In the 12th line of the 3d section, Mr. HARRISON moved to strike out "ten" and insert "five" (in reference to the commissions of the

sheriff); and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. COLLIER moved to strike out the 4th section of the bill; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. McDONALD of Hampshire submitted the following as an independent section:

"Be it further enacted, that as soon as any person may be presented or indicted for any violation of the provisions of this act, the court of any county or corporation in which said proceeding is had, shall immediately issue an order to the sergeant or sheriff of such county or corporation, directing him at once to seize and take possession of the spirituous or malt liquors, grain, distilling machine and other implements used or employed in making liquor in violation of this act, and the grain, the distilling of which is hereby prohibited, and hold the same subject to the judgment of said court, as herein provided."

Mr. SHEFFEY moved to amend the amendment, by inserting after the word "him," the following: "unless within ten days thereafter the defendant shall enter into bond with sufficient security in the penalty of        dollars, conditioned to answer the judgment of the court, and also to have forthcoming, when required by law, any property alleged to be forfeited under this act, then;" and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 72, noes 7.

On motion of Mr. SHEFFEY, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), F. T. Anderson, Barbour, Booten, Bradford, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunt, Irby, Johnson, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, Minor, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Pitman, Reid, Richardson, Robinson, Rowan, P. Saunders, Shannon, Sheffey, Sherrard, Staples, Tate, Thomas, Thrush, Vaiden, Vermillion, Walker, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk and Wynne—72.

**NOES**—Messrs. Baker, Hunter, I. E. McDonald, Montague, Murdaugh, Steger and Wootten—7.

Mr. MONTAGUE moved to amend the bill, by striking out, in the 8th line of the 5th section, the word "presiding," and inserting in lieu thereof "any justice of;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. SAUNDERS of Franklin moved to amend the bill, by striking out, in the 11th and 12th lines of the 5th section, the following: "not less than one hundred dollars, and be removed from office," and inserting in lieu thereof the following: "not less than \$10 nor more than \$500;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the amendment as amended, was put, and decided in the affirmative.

Mr. ANDERSON of Rockbridge moved to amend the bill, by adding the following, to come in at the end of the 5th section:

"And be it further enacted, after such presentment shall have been

made, if the defendant should continue to operate his distillery, it shall be the duty of the sheriff or sergeant to seize and take possession of the grain, distillery and liquors, unless he shall enter into bond in the penalty of \_\_\_\_\_ dollars, with the clerk of the court in which said presentment is depending, conditioned that he will cease the distillation of corn, wheat, rye or other grain."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. WALKER moved to amend the bill, in the 7th section, by striking out the words "from its passage," and inserting "within ten days from and after its passage;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BRADFORD moved that the bill be referred to the committee on finance.

Mr. BASKERVILL moved, as an amendment thereto, the following resolution:

"Resolved, that the bill under consideration be referred to the committee on finance, with instructions to report a bill entirely to prevent the distillation of grain within this commonwealth, and to prevent the export of grain from the same."

Mr. TOMLIN moved to amend the amendment, by striking out the following words: "with instructions to report a bill entirely to prevent the distillation of grain within this commonwealth;" and the question being on agreeing thereto, was put, and decided in the negative.

The question recurring on agreeing to the amendment submitted by Mr. BASKERVILL, was put, and decided in the negative—Ayes 16, noes 63.

On motion of Mr. TOMLIN, the vote was recorded as follows:

AYES—Messrs. Brooks, Burks, Cazenove, Fleming, Gordon, Green, Harrison, Hopkins, Hunt, Kyle, Lockridge, A. W. McDonald, Robinson, Small, Sherrard and Thomas—16.

NOES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Booten, Bradford, Buford, Carpenter, Carter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, Dice, Edmunds, Eggleston, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Hunter, Irby, Johnson, Lively, Lynn, Mathews, McCamant, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Rowan, P. Saunders, Shannon, Sheffey, Spady, Staples, Steger, Tate, Thrash, Tomlin, Vaiden, Vermillion, Walker, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten and Wynne—63.

The question recurring on agreeing to the resolution submitted by Mr. BRADFORD, referring the bill to the committee on finance, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 35, noes 46.

On motion of Mr. HARRISON, the vote was recorded as follows:

AYES—Messrs. Barbour, Booten, Bradford, Buford, Carpenter, Carter, J. J. Coleman, H. N. Coleman, Custis, Edmunds, Fletcher, Flood, Franklin, Gilmer, Hunter, Lynn, Minor, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Reid, Robinson, P. Saunders, Small, Sheffey, Staples, Tate, Thomas, Thrash, Tomlin, Vaiden, Williams, J. L. Wilson and Woolfolk—35.

NOES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Baskervill, Burks, Cazenove, Cecil, Clarke, Collier, Crockett, Dice, Evans, Fleming, Garrison, Gatewood, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunt, Irby, Johnson, Kyle, Laidley, Lively, Lockridge, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, Payne,



Pitman, Prince, Richardson, Rowan, Shannon, Steger, Vermillion, Walker, S. Wilson, Woodhouse, Wooten and Wynne—46.

Mr. TOMLIN moved to amend the bill, by striking out the word "wheat," in the first section (so as to exempt wheat from the operation thereof); and the question being on agreeing thereto, was put, and decided in the negative.

The bill as amended was read a second time; and the question being—Shall the bill be engrossed and read a third time? Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 56, noes 28.

On motion of Mr. BARBOUR, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), F. T. Anderson, Baskervill, Booten, Burks, Cecil, Clarke, Collier, Crockett, Dice, Edmunds, Evans, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Irby, Johnson, Kaufman, Kyle, Laidley, Lively, Lockridge, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, Payne, Pitman, Reid, Richardson, Rowan, Shannon, Spady, Staples, Steger, Vermillion, Williams, S. Wilson, Woodhouse, Woolfolk, Wooten and Wynne—56.

**NOES**—Messrs. Barbour, Bradford, Buford, Carpenter, J. J. Coleman, H. N. Coleman, Custis, Fletcher, Gilmer, Jones, Lynn, Minor, R. E. Nelson, W. G. T. Nelson, Newton, Prince, Robinson, P. Saunders, Sheffey, Sherrard, Small, Tate, Thomas, Thrash, Tomlin, Vaiden, Walker and J. L. Wilson—28.

On motion of Mr. IRBY,

Resolved, that the committee on finance enquire into the expediency of refunding to J. H. Haskins, sheriff of Amelia county, \$243 55, amount of damages and costs the said Haskins was required to pay into the treasury.

On motion of Mr. WALKER,

Resolved, that the committee of claims enquire into the expediency of allowing to William W. Hooke the sum of forty-eight dollars and fifty cents, paid by him to the sheriff of Augusta county as a license tax.

On motion of Mr. ROWAN,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill amending an act passed the 29th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe.

On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of so amending the 37th section of chapter 184 of the Code of Virginia, as to make provision for an increased compensation to the sergeant of Richmond for keeping and supporting prisoners.

No. 93. An engrossed bill for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth, was taken up, on motion of Mr. COLLIER.

Mr. COLLIER submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time.

On motion of Mr. COLLIER, the bill was laid on the table.

No. 97. A bill incorporating the Dover coal mining company, was taken up, on motion of Mr. WYNNE, read a second time, and ordered to be engrossed and read a third time.

The hour of 2½ o'clock having arrived, the chair was vacated until 4½ o'clock P. M.

### EVENING SESSION.

Ordered, that the clerk inform the senate thereof.

The report of the committee relative to the payment of salaries to judges, &c. (having especial reference to the case of Judge E. P. Pitts), was taken up, on motion of Mr. EVANS.

Mr. HARRISON submitted the following preamble and resolutions as a substitute, by way of amendment to the resolutions proposed by the committee :

“Whereas E. P. Pitts, judge of the fifth circuit of the state of Virginia, has been charged before this house with disloyalty against the state of Virginia and against the Confederate States of America, in adhering to and giving aid and comfort and counsel to the enemies of the said state and of the Confederate States, and it is proper for the general assembly to take such charges into consideration, and if sustained by sufficient evidence, to remove said E. P. Pitts from his office aforesaid: Therefore,

Be it resolved, with the concurrence of the senate, that on the 25th day of March 1862 both houses of the general assembly will proceed to consider and decide upon the aforesaid charges against said E. P. Pitts, judge as aforesaid, and if such charges be sustained, to remove him from his office.

Resolved further, that notice be given to said E. P. Pitts, judge as aforesaid, of the proceedings proposed to be had against him, and of the causes alleged for his removal, by a publication of this preamble

and resolutions in one of the newspapers printed in Richmond, and in one of the newspapers printed in Norfolk, for four successive weeks prior to the said 25th day of March 1862."

And the question being on agreeing to the first resolution of the series, Mr. SAUNDERS of Campbell moved an adjournment; and the question being on agreeing thereto, was put—and it appearing that no quorum voted, Mr. WILSON of Isle of Wight moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. WILSON of Isle of Wight moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 28, noes 52.

On motion of Mr. ANDERSON of Boetourt, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Baker, Bradford, Burks, Carter, J. J. Coleman, R. J. Davis, Dice, Fleming, Gatewood, Hopkins, Johnson, Jones, Lively, Lockridge, Mathews, I. E. McDonald, Pitman, Robinson, Rowan, R. C. Saunders, Sherrard, Thomas, Tomlin, Vaiden, Vermillion, J. L. Wilson and S. Wilson—28.

**NOES**—Messrs. J. T. Anderson, F. T. Anderson, Baskerville, Booten, Bouldin, Buford, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, Edmunds, Fletcher, Flood, Forbes, Franklin, Garrison, George, Gillespie, Gordon, Green, Harrison, Hunter, Hunt, Irby, Kyle, Laidley, Lynn, McCanant, A. W. McDonald, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Prince, Reid, Robertson, P. Saunders, Shannon, Sheffey, Spady, Steger, Tate, Thrash, Walker, Williams, Woodhouse and Wynne—52.

The question being on agreeing to the 1st resolution submitted by Mr. HARRISON, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 58, noes 20.

On motion of Mr. SHEFFEY, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskerville, Booten, Bradford, Burks, Carter, Clarke, H. N. Coleman, Collier, Crockett, Custis, Dice, Edmunds, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunter, Johnson, Jones, Kyle, Laidley, Lively, Lockridge, Lynn, Mathews, McCanant, A. W. McDonald, I. E. McDonald, Montague, R. E. Nelson, Newton, Noland, Pitman, Prince, Reid, Robinson, Rowan, Shannon, Sherrard, Spady, Tate, Tomlin, Vermillion, J. L. Wilson, S. Wilson and Woodhouse—58.

**NOES**—Messrs. Bouldin, Buford, Cecil, J. J. Coleman, R. J. Davis, Fleming, Gilmer, Hunt, Irby, Minor, W. G. T. Nelson, P. Saunders, R. C. Saunders, Sheffey, Steger, Thrash, Vaiden, Walker, Williams and Wynne—20.

Mr. ANDERSON of Rockbridge moved a suspension of the rules, with a view to reconsider the vote by which the resolution was adopted; and the question being on agreeing thereto, Mr. CAZENOVE demanded the previous question; which was sustained by the house; and being put, it appeared that no quorum voted.

Mr. WALKER moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 34, noes 44.

On motion of Mr. GREEN, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Baker, Booten, Bouldin, Bradford, Carter, Cazenove, Clarke, J. J. Coleman, R. J. Davis, Dice, Fleming, Fletcher, Gilmer, Jones, Lockridge, Mathews, I. E. McDonald, Minor, Murlough, Newton, Pitman, Prince, Reid, P. Saunders, Sheffey, Spady, Tomlin, Vaiden, Vermillion, Walker, Williams, J. L. Wilson and S. Wilson—34.

**NOES**—Messrs. J. T. Anderson, F. T. Anderson, Baskerville, Buford, Cecil, H. N. Coleman, Collier, Crockett, Custis, Edmunds, Flood, Forbes, Franklin, Garrison, Gatewood, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Irby, Johnson, Kyle, Laidley,

Lively, Lynn, McCamant, A. W. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Robertson, Rowan, R. C. Saunders, Shannon, Sherrard, Steger, Tate, Thrash, Woodhouse and Wynne—44.

The question being on agreeing to the second resolution submitted by Mr. HARRISON as a substitute for the second resolution of the committee, was put, and decided in the affirmative.

The preamble was then agreed to.

Ordered, that the clerk communicate the preamble and resolutions to the senate, and request their concurrence.

Mr. ANDERSON of Botetourt, from the joint committee to whom was referred the message of the governor, communicated on yesterday, presented the following bill; which, on his motion, was read a first time, and ordered to be read a second time.

No. 109. A bill to organize and call out certain military forces for the defence of the state.

Mr. FORBES presented the petition of Sampson P. Bailey of Fauquier county, praying compensation for a horse impressed into the service of the state; which was ordered to be referred to the committee of propositions and grievances.

On motion of Mr. NELSON of Fluvanna, the house adjourned until to-morrow, 11 o'clock.

### WEDNESDAY, FEBRUARY 19, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 18, 1862.

The senate have agreed to the amendments proposed by the house of delegates to bill entitled:

An act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption, No. 67.

And they have passed bills entitled:

An act for the relief of the indigent soldiers who have been or may be disabled in the military service of the state, and the widows or minor children of soldiers who have died or may hereafter die in the service, No. 59.

An act to amend 2d section of chapter 175 of the Code, so as to provide for the temporary appointment of commissioners in chancery, No. 61.

An act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority, No. 60.

An act to extend the time for the exercise of certain civil rights and remedies, No. 68.

In which they respectfully request the concurrence of the house of delegates.

The following senate bills were read a first and second times, and referred to the committee for courts of justice :

No. 60. A senate bill entitled an act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority.

No. 61. A senate bill entitled an act to amend 2d section of chapter 175 of the Code, so as to provide for the temporary appointment of commissioners in chancery.

No. 68. A senate bill entitled an act to extend the time for the exercise of certain civil rights and remedies.

The following senate bill was read a first and second times, and referred to the committee on military affairs.

No. 59. A senate bill entitled an act for the relief of the indigent soldiers who have been or may be disabled in the military service of the state, and the widows or minor children of soldiers who have died or may hereafter die in the service.

Mr. HUNTER, from the committee for courts of justice, to whom had been referred

No. 54. A senate bill entitled an act to protect loyal citizens whose property may be sold by officers under illegal process, reported the same without amendment.

Mr. HUNTER, from the same committee, presented the following bill :

No. 110. A bill to amend and re-enact the 8th section of chapter 157 of the Code of Virginia, so as to provide an indemnity to officers levying an attachment.

Mr. HUNTER, from the same committee, presented a report in relation to the number of the senate and house of delegates required by the constitution to pass a bill which imposes, continues or creates a debt or charge, &c.

Mr. BARBOUR, from the committee on finance, presented the following reports :

An adverse report to the petition of Jacob Lawz and others, praying for the relief of the sureties of James W. Smoot, late deputy sheriff of the county of Shenandoah.

Mr. BARBOUR, from the same committee, presented the following bill :

No. 111. A bill extending the time for sheriffs and other collectors to distress for taxes and arrears of rent.

Mr. PRINCE submitted the following resolution :

Resolved, that the clerk of the house be authorized and requested to cause to be published forthwith, in the Richmond Enquirer, Examiner, Whig and Dispatch, the act exempting persons from military duty.

Mr. FLEMING moved to amend the resolution, by substituting therefor the following :

"Resolved, that the clerk of the house be authorized and instructed to have two thousand copies of the act entitled an act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties,

and providing the mode of exemption, printed for the use of this house."

And the question being on agreeing thereto, was put, and decided in the affirmative.

The resolution as amended was then agreed to.

No. 42. An engrossed bill refunding to the securities of Thomas K. Davis, late sheriff of Prince William county, damages paid by them, was taken up, on motion of Mr. LYNN, and read a third time; and the question being—Shall the bill pass? the roll was called with the following result—Ayes 66, noes 2.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Bayse, Booten, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, R. J. Davis, Dice, Edmunds, Evans, Ewing, Flood, Franklin, Gatewood, Gillespie, Gilmer, Gordon, Green, Hopkins, Hunt, Irby, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mathews, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Pitman, Prince, Richardson, Rowan, Rutherford, Shannon, Sherrard, Tate, Taylor, Thomas, Thrash, Tyler, Vaiden, Walker, West, Williams, Woodhouse, Woolfolk and Wooten—66.

NOES—Messrs. Reid and P. Saunders—2.

It appearing that no quorum voted, Mr. PRINCE moved a call of the house; and the question being on agreeing thereto, was put, and decided in the affirmative.

The roll was then called the first time, and the following members noted as absent:

Messrs. M. L. Anderson, Bass, Blue, Bouldin, Brooks, Carter, Dabney, Daniel, J. D. Day, Dunn, Eggleston, Fleming, Fletcher Garrison, George, Gilmer, Grattan, James, Johnson, Jones, Jordan, Lundy, Mallory, McGruder, McKinney, Montague, Orgain, Payne, Riddick, Rives, Robertson, Robinson, R. Saunders, Small, Sheffey, Staples, Tomlin, Tredway, Vermillion, Ward, Woodson, Worsham, Wright and Wynne.

A quorum appearing, on motion of Mr. EDMUNDS, further proceedings under the call were dispensed with.

The question recurring on the passage of the bill, was put, and decided in the affirmative—Ayes 92.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Booten, Bouldin, Bradford, Buford, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, R. J. Davis, Dice, Edmunds, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Robertson, Rowan, Rutherford, P. Saunders, Shannon, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Walker, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk and Wooten—92.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. THRASH,

Resolved, that the committee on finance enquire into the expediency of refunding to Walter Turpin the tax paid by him on lands erroneously assessed in the county of Floyd.

On motion of Mr. NEWTON,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of raising a battalion or regiment, to be armed with pikes and revolvers.

On motion of Mr. WOOTTEN,

Resolved, that the committee on finance enquire into the expediency of reporting a bill refunding to Robert B. Brydie, late sheriff of Lunenburg county, the sum of thirty-seven dollars and thirty-one cents, amount of taxes improperly charged, and paid into the treasury of the state.

On motion of Mr. SHEFFEY,

Resolved, that a select committee be appointed to enquire into the expediency of amending the act incorporating the Thornrose cemetery company in the town of Staunton.

The SPEAKER announced the following committee: Messrs. Sheffey, Gilmer, Tomlin, Baker, and Coleman of Nelson.

Subsequently, Mr. SHEFFEY, from the committee, presented the following bill:

No. 112. A bill to amend the 2d section of the act incorporating the Thornrose cemetery at Staunton.

The SPEAKER laid before the house a communication from the governor, transmitting a communication from the paymaster general of the Virginia forces, with accompanying documents; which was referred to the committee on military affairs, and ordered to be printed. Doc. No. 60.

The following bill was taken up, on motion of Mr. GEORGE, read a first time, and ordered to be read a second time:

No. 94. A bill to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank.

No. 102. A bill to amend an ordinance of the convention entitled an ordinance for the organization of the provisional army of Virginia, was taken up, and on motion of Mr. BASKERVILL, read a first and second times, and ordered to be engrossed and read a third time.

The following senate bills were read a third time and passed:

No. 12. A senate bill entitled an act to amend section 11 of chapter 29 of the Code, so as to exempt the property of persons in the military service of the state from distress for rent payable in money.

No. 31. A senate bill entitled an act to compensate William H. Dulany, attorney for the commonwealth for the circuit court of Fairfax, for his services for the spring term 1861—Ayes 83.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Booten, Bradford, Brooks, Burks, Carpenter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Custis, Dabney, R. J. Davis, Dice, Edmunds, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunt, Irby, James, Johnson, Kaufman, Kyle, Lively, Lynn, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Robinson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Spady, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Vaiden, Vermillion, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk and Wootten—83.

Ordered, that the clerk inform the senate thereof.

Mr. NOLAND presented the petition of Capt. G. R. Gaither (of Maryland), company M, 1st Virginia cavalry, praying legislative aid towards furnishing his company with horses, arms, &c., in lieu of those brought from Maryland, and which have been destroyed in the service; which was ordered to be referred to the committee on military affairs.

No. 80. An engrossed bill to repair the road from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom, was taken up, on motion of Mr. LOCKRIDGE, and read a third time; and the question being—Shall the bill pass? the roll was called with the following result—Ayes 59, noes 20.

**AYES**—Messrs. Kemper (speaker), F. T. Anderson, Baker, Baskervill, Bradford, Burks, Carpenter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Crockett, R. J. Davis, Dice, Fleming, Flood, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Irby, James, Johnson, Kaufman, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Newton, Noland, Payne, Pitman, Reid, Richardson, Robinson, Rowan, Rutherford, Sheffield, Sherrard, Steger, Taylor, Thrash, Vaiden, Vermillion, Williams, Woodhouse, Woolfolk and Wootten—59.

**NOES**—Messrs. Barbour, Bayse, Collier, Edmunds, Ewing, Franklin, Friend, Gordon, Harrison, Hunt, Murdaugh, W. G. T. Nelson, Prince, P. Saunders, Staples, Tate, Tomlin, West, J. L. Wilson and S. Wilson—20.

Seventy-seven members not having voted in the affirmative,

Resolved, that the bill be rejected.

Mr. COLLIER moved a suspension of the rule, with a view to reconsider the vote by which the bill was rejected; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. COLLIER moved to suspend the rule, with a view to reconsider the vote by which the bill was ordered to its engrossment; and the question being on agreeing thereto, was put, and decided in the affirmative.

The bill was then laid upon the table, on motion of Mr. CROCKETT.

The report of the joint committee to correspond with the lessees of the salt works, was taken up, on motion of Mr. ANDERSON of Rockbridge, and postponed to and made the order of the day for this day at 5 o'clock.

No. 82. A bill imposing taxes for the support of government, being the special order of the day, was taken up and read a second time.

Mr. STEGER moved to amend the bill in the 4th line of the 9th section, by adding after the word "state," the words "or of the Confederate States;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BURKS moved to amend the bill further, in the 9th section (relating to taxes on incomes and salaries), by inserting after the amendment submitted by Mr. STEGER, the following: "except officers and soldiers in the actual military service of the Confederate States or of the state of Virginia;" and the question being on agreeing thereto, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

On motion of Mr. JAMES, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, Baker, Burks, R. J. Davis, Gillespie, James, Jones, Lockridge, Mathews, Payne, Rowan, Sheffield, Taylor, Walker and Wootten—15.

**NOES**—Messrs. F. T. Anderson, Baskervill, Booten, Bouldin, Bradford, Brooks, Buford, Carpenter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, Dice, Edmunds, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, George, Gilmer, Gordon, Green, Harrison, Hunt, Irby, Johnson, Kaufman, Kyle, Lynn, McCamant, A. W. McDonald, I. E. McDonald, Minor, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Pitman, Reid, Richardson, Robertson, Robinson, Rutherford, P.



Saunders, Shannon, Sherrard, Spady, Staples, Steger, Tate, Thomas, Thrash, Tyler, Vaiden, Vernillion, West, Williams, J. L. Wilson, S. Wilson, Woodhouse and Woolfolk—70.

Mr. FORBES moved to amend the bill, by adding to the 16th section (relating to the tax on seals), the following: "but this section shall not apply to seals of courts affixed to bonds of any county, executed for money raised to aid in equipping soldiers of such counties, or to aid in the support of the families of such soldiers;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. TATE moved to amend the bill, in the 34th section, by striking out "ten cents" (the tax on the gallon of liquor manufactured), and inserting "twenty cents;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. GILMAN moved to amend the bill, by adding at the end of the 32d section the following: "Provided, however, if the distillery is engaged in distilling fruit only, and is not so engaged for more than four months, no tax shall be imposed; but if so engaged for more than four months, the tax shall be assessed and collected as in this section provided;" and the question being on agreeing thereto—pending the consideration thereof,

The hour of 2½ o'clock having arrived, the chair was vacated until 4½ o'clock P. M.

#### EVENING SESSION.

No. 82. A bill imposing taxes for the support of government, being the order of the day, with the pending amendment submitted thereto by Mr. GILMER, was taken up. Pending the consideration of which,

The hour having arrived for the consideration of the special order of the day, viz: the report of the joint committee to correspond with the lessees of the salt works, the same was taken up, and on motion of Mr. SAUNDERS of Campbell, laid on the table.

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up, on motion of Mr. SAUNDERS, and read a second time.

Mr. SAUNDERS submitted a substitute by way of amendment to the bill; which was ordered to be printed.

Mr. ANDERSON of Botetourt moved that the bill and substitute be laid on the table, and postponed to and made the order of the day for to-morrow at 5 o'clock P. M.

Mr. FLEMING moved an adjournment; and the question being on agreeing thereto, was put, and it appearing that no quorum voted, Mr. ANDERSON of Botetourt moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. TATE moved an adjournment; and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 37, noes 33.

On motion of Mr. ANDERSON, the vote was recorded as follows:

**AYES**—Messrs. Baker, Bradford, Cazenove, J. J. Coleman, H. N. Coleman, Collier, R. J. Davis, Dice, Fleming, Franklin, Friend, George, Gilmer, Hunter, Irby, Johnson, Jones, Kaufman, Lockridge, Mathews, I. E. McDonald, Minor, Montague, W. G. T. Nelson, Prince, Shannon, Sherrard, Spady, Tate, Thomas, Tomlin, Tyler, Vaiden, Vermillion, Walker, Williamus and J. L. Wilson—37.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baskervill, Booten, Buford, Cecil, Crockett, Custis, Flood, Forbes, Gillespie, Green, Harrison, Hopkins, Hunt, James, Kyle, Lively, Lynn, McCamant, A. W. McDonald, Noland, Payne, Robertson, Rowan, P. Saunders, R. C. Saunders, Sheffey, Steger, Thrash, Tredway and Wootten—33.

The **SPEAKER** declared the house adjourned until to-morrow, 11 o'clock.

## THURSDAY, FEBRUARY 20, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 19, 1862.

The senate have passed house bill entitled:

An act releasing the securities of Thomas K. Davis, late sheriff of Prince William county, from the payment of damages, No. 43.

And they have passed a bill entitled:

An act to amend an act entitled an act to incorporate the American agency, passed March 29, 1861.

In which bill they respectfully request the concurrence of the house of delegates.

No. 52. A senate bill entitled an act to incorporate the American agency, passed March 29, 1861, was read a first and second times, and referred to the committee of propositions and grievances.

On motion of Mr. CUSTIS,

Resolved, that the committee on lunatic asylums enquire into the expediency of making an additional appropriation of \$30,000 for the support annually of the Eastern lunatic asylum.

Mr. HUNTER submitted the following resolution:

Resolved, that the existing order requiring the chair to be vacated from 2½ o'clock P. M. to 4½ o'clock P. M. is hereby rescinded; and on and after this day the chair is ordered to be vacated from 3 o'clock P. M. until 7½ o'clock P. M. each day until otherwise ordered.

And the question being on agreeing thereto, was put, and it appearing that no quorum voted, Mr. ANDERSON moved a call of the house, when the following members were noted as absent:

Messrs. M. L. Anderson, Barbour, Baskervill, Bass, Blue, Bouldin, Brooks, Burks, Daniel, J. D. Davis, Dunn, Eggleston, Garrison, Grattan, Hopkins, Jordan, Lundy, Mallory, I. E. McDonald, McGruder, McKinney, McLaughlin, Murdaugh, Orguin, Rives, Rutherford, R. C. Saunders, Small, Tyler, Ward, S. Wilson, Woodson, Worsham, Wright and Wynne.

A quorum appearing, on motion of Mr. PRINCE, further proceedings under the call were dispensed with.

The question recurring on agreeing to the resolution, was put, and decided in the affirmative.

The following report of the committee for courts of justice was taken up, on motion of Mr. HUNTER :

The committee for courts of justice, to whom was referred a resolution of enquiry as to what number of members constitute a majority of either house of the general assembly, under the 26th section of the 4th article of the constitution, have had the subject under consideration, and have come to the following resolution :

Resolved, that the true construction of the 26th section of article 4th of the constitution of Virginia, requires the concurrent vote of a majority only of all the members actually elected to each house, on the passage of every act which imposes, continues or creates a debt or charge, &c. And it having been ascertained that only members have been actually elected to the house, a majority of that number or is all that is required under said section of the constitution.

Mr. COLLIER moved to recommit the report to the committee for courts of justice, with instructions to report the reasons for the conclusion arrived at ; and the question being on agreeing thereto, Mr. ANDERSON of Botetourt demanded the previous question ; which was sustained by the house ; and being put, was decided in the negative—Ayes 24, noes 70.

On motion of Mr. COLLIER, the vote was recorded as follows :

AYES—Messrs. Kemper (speaker), Brooks, Buford, Clarke, Collier, Crockett, Edmunds, Eggleston, Green, Harrison, Jones, Laidley, Noland, Prince, Riddick, Rives, Shannon, Tate, Tomlin, Tredway, Vaiden, Walker, J. L. Wilson and Wootten—24.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bayse, Bonten, Bradford, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Custis, Dabney, R. J. Davis, Dice, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, George, Gillespie, Gilmer, Gordon, Hopkins, Hunter, Hunt, Irby, James, Johnson, Kaufman, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, Murdough, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Pitman, Reid, Richardson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Sheffey, Sherrard, Staples, Steger, Taylor, Thomas, Thrash, Tyler, Vermillion, West, Williams, S. Wilson, Woodhouse and Woolfolk—70.

Mr. BUFORD moved to lay the resolution on the table ; and the question being on agreeing thereto, Mr. TATE demanded the previous question ; which was sustained by the house ; and being put, was decided in the negative.

The question being on agreeing to the resolution, Mr. CAZENOVE demanded a division of the question ; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. PRINCE moved the indefinite postponement of the resolution ; and the question being on agreeing thereto, Mr. McLAUGHLIN demanded the previous question ; which was sustained by the house ; and being put, was decided in the negative.

On motion of Mr. HUNTER, the resolution was amended by adding after the word "ascertained," the following : "by the judgment of this house."

Mr. WILSON of Isle of Wight moved to fill the first blank in the resolution with the number "152 ;" and the question being on agreeing thereto, was put, and decided in the negative—Ayes 2, noes 92.

On motion of Mr. WILSON of Isle of Wight, the vote was recorded as follows :

**AYES**—Messrs. Harrison and J. L. Wilson—2.

**NOES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bayse, Booten, Bradford, Brooks, Buford, Carpenter, Carter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Kaufman, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tyler, Vermillion, Walker, West, Williams, S. Wilson, Woodhouse, Woolfolk and Wootten—91.

Mr. HUNTER moved to fill the first blank in the resolution with the words "one hundred and twenty-six;" and the question being on agreeing thereto, Mr. JAMES demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 63, noes 31.

On motion of Mr. GREEN, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bayse, Carpenter, Carter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dabney, Dice, Eggleston, Ewing, Flood, Forbes, Franklin, Gatewood, George, Gillespie, Hopkins, Hunter, Irby, James, Kaufman, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Pitman, Reid, Richardson, Riddick, Robinson, Rowan, Rutherford, R. C. Saunders, Shannon, Sherrard, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tyler, Vermillion, Walker, Williams, Woodhouse and Woolfolk—63.

**NOES**—Messrs. Kemper (speaker), Booten, Bradford, Brooks, Buford, Cazenove, Collier, R. J. Davis, Edmunds, Fleming, Fletcher, Friend, Gilmer, Gordon, Green, Harrison, Johnson, Jones, Montague, Noland, Prince, Rives, Robertson, Sheffey, Spady, Tomlin, Tredway, West, J. L. Wilson, S. Wilson and Wootten—31.

The second blank in the resolution was then filled with the word "sixty-four."

And the question being on agreeing to the resolution of the committee as amended, Mr. CAZENOVE demanded a division of the question. Pending the consideration of which,

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

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On motion of Mr. STEGER, the resolution in relation to the number to constitute a quorum, reported from the committee for courts of justice, was laid on the table.

The following bills were taken up, on motion of Mr. MONTAGUE, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time:

No. 76. A bill requiring the penitentiary storekeeper to make quarterly reports to the board of directors.

No. 77. A bill to remove lunatics confined in the penitentiary to the lunatic asylums.

No. 61. A bill refunding to William M. Hume, sheriff of Fauquier county, damages paid by him as such, was taken up, on motion of Mr. FORBES, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. BAKER presented the petition of James Reid, asking for payment of a claim for bread seized and used by the state government; which was ordered to be referred to the committee on finance.

Mr. NEWTON presented the petition of James B. Taylor of Westmoreland, praying compensation for a boat taken by runaway slaves and lost; which was ordered to be referred to the committee on finance.

On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of amending section 3 of chapter 103, and section 17 of chapter 107 of the Code, and also of fixing by law the rights, privileges and disabilities of free persons of mixed blood.

On motion of Mr. BAKER,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill to authorize the civil authorities of any city or town to prohibit and prevent the sale of ardent spirits or other intoxicating drinks in such city or town, when requested to do so by the military officers in command at such city or town.

On motion of Mr. BRADFORD,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill authorizing the governor of the commonwealth to equip three batteries of artillery (four guns each); to be furnished the Maryland brigade, upon condition they enter the confederate service as a portion of Virginia's quota of troops.

On motion of Mr. FORBES,

Resolved, that the speaker of this house tender to the confederate congress the use of this hall on Saturday, the 22d instant, for the purposes of the inauguration of the president and vice-president of the Confederate States.

On motion of Mr. SAUNDERS of Campbell,

Resolved, that the committee on military affairs enquire into the expediency of providing by law for conferring a suitable medal for volunteers who re-enlist.

On motion of Mr. NOLAND,

Resolved, that the committee for courts of justice enquire into the expediency of so amending section 18 of chapter 105 of the Code of Virginia, as to provide for compensating the jailors of the commonwealth for collecting and paying over the fees and rewards allowed by the said chapter to the parties apprehending runaway slaves.

On motion of Mr. CAZENOVE, the resolution reported from the committee for courts of justice in relation to the number to constitute a quorum of the house, was taken up.

Mr. CAZENOVE, by leave of the house, withdrew the call for a division of the question.

Mr. COLLIER submitted the following substitute for the resolution:

"Whereas, by the recorded judgment of this house, vacancies exist in the representation in the house of delegates from the counties of Ohio, Preston, Monongalia, Harrison, Marion, Kanawha, Brooke, Hancock, Marshall, Wetzel, Taylor, Upshur, Lewis, Wood, Putnam and Mason, and from the election districts composed of the counties

of Ritchie and Pleasants, Doddridge and Tyler, and Jackson and Roane: And whereas the convention of Virginia did by ordinance empower this body to fill any vacancy which might be declared by this house to exist in such representation: And whereas a grave question of constitutional construction has arisen in relation to the proper understanding of the 26th section of the 4th article of the constitution, by reason of the existence of such vacancies: Therefore,

Resolved, that this house will, on to-morrow at 12 o'clock, proceed to appoint delegates to represent those counties, the representation of which have heretofore been declared vacant by this house."

And the question being on agreeing to the amendment submitted by Mr. COLLIER, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 13, noes 82.

On motion of Mr. BASKERVILL, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), Baskervill, Brooks, Cazenove, Collier, Gatewood, Green, Hopkins, Hunt, Johnson, Lively, Robinson and Sherrard—13.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, R. J. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, George, Gillespie, Gilmer, Gordon, Harrison, Hunter, Irby, James, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffield, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Tyler, Vaiden, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk and Wootten—82.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative—Ayes 52, noes 41.

On motion of Mr. HARRISON; the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bayse, Bradford, Carpenter, Carter, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Crockett, Dice, Eggleston, Ewing, Forbes, Franklin, Gatewood, George, Gillespie, Hopkins, Hunter, Irby, James, Jordan, Kaufman, Kyle, Lively, Lockridge, Lynn, Mathews, McCamant, I. E. McDonald, Minor, R. E. Nelson, Newton, Payne, Pitman, Reid, Rutherford, P. Saunders, Shannon, Sherrard, Staples, Steger, Thrash, Tyler, Vermillion, Ward, Williams, Woodhouse and Woolfolk—52.

NOES—Messrs. Kemper (speaker), Baskervill, Booten, Bouldin, Brooks, Buford, Collier, R. J. Davis, Edmunds, Evans, Fleming, Fletcher, Flood, Gilmer, Gordon, Green, Harrison, Hunt, Johnson, Jones, Mallory, A. W. McDonald, McKinney, Montague, Noland, Prince, Riddick, Rives, Robertson, R. C. Saunders, Sheffield, Spady, Tate, Thomas, Tomlin, Tredway, Vaiden, West, J. L. Wilson, S. Wilson and Wootten—41.

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up, on motion of Mr. ANDERSON of Botetourt, laid on the table, and postponed to and made the order of the day for to-morrow at 12 o'clock, and so on from day to day until disposed of.

No. 103. A bill authorizing Maryland volunteers who re-enlist in the troops of Virginia, to be transferred to Maryland regiments, was taken up, on motion of Mr. JONES, read a first time, and on his further motion, two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 93. An engrossed bill to provide for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth,

was taken up, on motion of Mr. BRADFORD, read a third time and passed—Ayes 84, noes 3.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Irby, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Noland, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Spady, Steger, Tate, Thrash, Tredway, Tyler, Vaiden, Vermillion, Ward, West, J. L. Wilson, S. Wilson, Woolfolk and Wootten—84.

NOES—Messrs. Edmunds, Hunt and Tomlin—3.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 91. A bill to incorporate the West fork iron manufacturing company in Floyd county, was taken up, on motion of Mr. THRASH, read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 26. A senate bill entitled an act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office, was taken up, on motion of Mr. BOULDIN (and heretofore amended), as amended, was read a third time and passed—Ayes 84, no 1.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunt, Irby, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Montague, R. E. Nelson, Newton, Payne, Pitman, Prince, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Thrash, Tomlin, Tredway, Tyler, Vaiden, Vermillion, Williams, J. L. Wilson, S. Wilson, Woolfolk and Wootten—84.

NO—Mr. Johnson—1.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 30. A senate bill entitled an act for the relief of John R. Cunningham, administrator of Newton Cunningham, late sheriff of Prince Edward county, was taken up, on motion of Mr. TREDWAY, read a third time and passed—Ayes 80.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Baskervill, Bayse, Booten, Bouldin, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, J. J. Coleman, H. N. Coleman, Collier, Crockett, Daniel, R. J. Davis, Dice, Eggleston, Evans, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Irby, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, R. E. Nelson, Payne, Pitman, Prince, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Thrash, Tomlin, Tredway, Tyler, Vaiden, Vermillion, Ward, Williams, J. L. Wilson, S. Wilson, Woolfolk and Wootten—80.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. WOOLFOLK, the house adjourned until tomorrow, 11 o'clock.

FRIDAY, FEBRUARY 21, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

Mr. KAUFMAN, from the committee of claims, presented the following bill:

No. 113. A bill to compensate Samuel S. Bryant for certain services as prosecutor in the hustings court of Danville.

Mr. NEWTON, from the committee on finance, presented the following bill:

No. 114. A bill for the relief of Robertson Cooke.

Mr. NEWTON, from the same committee, presented the following reports:

An adverse report as to the expediency of allowing sheriffs further time than that now allowed by law to pay the portion of the revenue due from them in March next.

An adverse report to resolution of enquiry as to expediency of extending the time within which commissioners of the revenue shall deliver their assessments.

An adverse report to the petition of David B. Taylor of the county of Westmoreland, asking compensation for a boat sunk by conspirators in an attempt to carry off slaves.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 115. A bill to authorize field artillery to be made and small arms purchased for the state; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. BUFORD, from a special committee, presented the following bill:

No. 116. A bill to authorize the Piedmont rail road company to construct their road, within the limits of Virginia, to the Richmond and Danville rail road; which, on his motion, was read a first time, and ordered to be read a second time.

The SPEAKER laid before the house a communication from the governor of the commonwealth, transmitting a communication from George W. Munford, Esq., accompanied by a report of the auditing board, relating to the case of Col. William J. Willey; which were read, and referred to the committee on military affairs.

On motion of Mr. RIVES,

Resolved, that the committee on finance enquire into the expediency of refunding to Archibald M. Drew a license tax which was paid but never used.

On motion of Mr. DAVIS of Campbell,

Resolved, that the committee of propositions and grievances enquire into the expediency of altering the existing law in reference to building fund associations, so as to allow a stockholder in said association to own more than fifty shares of stock.

Mr. FLOOD presented the petition of Wilson Hix, sheriff of Appomattox county, asking that the amount of a fine imposed by the court of hustings of the city of Richmond, and paid by him, with



costs, may be refunded; which was ordered to be referred to the committee on finance.

Mr. CARPENTER presented the petition of citizens of Alleghany county, praying the general assembly to pass a law to prohibit the distillation of grain; which was ordered to be referred to the special committee on that subject.

No. 83. A bill allowing further time to the owners of lots in the town of Columbia in the county of Fluvanna, to build on and improve the same, was taken up, on motion of Mr. NELSON of Fluvanna, read a second time, and ordered to be engrossed and read a third time.

No. 84. A bill for the relief of William T. Fitchett, commonwealth's attorney for the county of Northampton, was taken up, on motion of Mr. SPADY, read a second time, and ordered to be engrossed and read a third time.

No. 40. A bill for the relief of the securities of Robert O. Doss, late sheriff of the county of Campbell, was taken up, on motion of Mr. DAVIS of Campbell, read a second time, and ordered to be engrossed and read a third time.

No. 59. A bill changing the county lines of Pulaski and Wythe, was taken up, on motion of Mr. CECIL, read a first time, and ordered to be read a second time.

No. 50. An engrossed bill for the relief of John Avis, late jailor of Jefferson county, was taken up, on motion of Mr. KAUFMAN, read a third time and passed—Ayes 84, noes 12.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Baskervill, Blue, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, H. N. Coleman, Collier, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Ewing, Fleming, Flood, Forbes, Franklin, Friend, Garrison, George, Gillespie, Gilmer, Gordon, Green, Hopkins, Hunter, Irby, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, Newton, Payne, Pitman, Reid, Riddick, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Tomlin, Tredway, Vaiden, Ward, J. L. Wilson, Woodhouse, Woolfolk, Wootten, Wright and Wynne—84.

NOES—Messrs. F. T. Anderson, Barbour, Bayse, Eggleston, Fletcher, Harrison, McKinney, W. G. T. Nelson, Prince, Rives, Vermillion and West—12.

Ordered, that Mr. KAUFMAN carry the same to the senate, and request their concurrence.

No. 105. A bill to amend and re-enact section 1st of chapter 57 of Acts of 1861, was taken up, on motion of Mr. ROBERTSON, read a second time, and ordered to be engrossed and read a third time.

Mr. SAUNDERS of Franklin moved to suspend the rules, with a view to reconsider the vote of yesterday, agreeing to a resolution from the committee for courts of justice, in relation to the proper construction of the 26th section of article 4th of the constitution; and the question being on agreeing thereto, was put, and decided in the affirmative.

• On motion of Mr. ROBERTSON,

Resolved, that the resolution be recommitted to the committee for courts of justice.

On motion of Mr. NEWTON,

Resolved, that the committee on military affairs be instructed to

enquire into the expediency of furnishing from the state forces a number of scamen, ordinary seamen, landsmen and boys, not in the aggregate more than four thousand, to be employed in the defence of the Chesapeake and its tributaries.

On motion of Mr. WOOLFOLK,

Resolved, that the committee on finance enquire into the expediency of reporting a bill imposing a heavy tax on agents for procuring substitutes for militiamen and volunteers in the army, and requiring them before the license is granted, to enter into bond with approved security for a large amount, conditioned that their business shall be conducted in a manner so as not to impose on either party in procuring substitutes.

Mr. FLEMING submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that, the senate concurring, this house will, on Thursday the 27th instant, proceed to elect the following officers: A secretary of the commonwealth, a treasurer, an auditor of public accounts, a second auditor, a register of the land office, a superintendent of the penitentiary, a general agent and storekeeper of the penitentiary, and a public printer.

On motion of Mr. COLEMAN of Nelson,

Resolved, that the committee of claims be instructed to enquire into the expediency of allowing a claim of Hopkins & Wilt, a firm of merchants of the town of Howardsville in Albemarle county, for articles of necessity furnished Captain Hopkins' company of volunteers while required by the governor to rendezvous in that town.

Mr. ROBERTSON submitted the following resolution; which, on his motion, was laid on the table:

Resolved by the general assembly, that it is expedient to prolong the session of the general assembly, beyond the constitutional period of ninety days, and that the same be extended to the day of next.

Mr. McDONALD of Hampshire submitted the following resolution:

Resolved, that the committee for courts of justice, to whom was referred the construction of the constitution of the state, be instructed to report also what construction is to be given to section 2 of article 4th, and the 8th section of same article, or any other article or section of the constitution requiring to be construed in order to proceed with the business of this house.

And the question being on agreeing thereto—pending the consideration of which,

The hour of 12 o'clock having arrived, the order of the day, which was

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state, with the substitute thereto submitted by Mr. SAUNDERS of Campbell, was taken up.

Mr. PRINCE moved to amend the bill, in the 1st section, by striking out the words in the fifth line, "in the several counties of the commonwealth and" (so as to confine the draft to the cities); and the question being on agreeing thereto, Mr. HARRISON demanded the

previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 71, noes 33.

On motion of Mr. PRINCE, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Barbour, Bayse, Blue, Booten, Bradford, Brooks, Buford, Carpenter, Carter, Clarke, Collier, Custis, Dabney, J. D. Davis, Dunn, Edmunds, Eggleston, Evans, Fleming, Fletcher, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunt, Johnson, Jones, Jordan, Kaufman, Lively, Lynn, Mathews, A. W. McDonald, Minor, R. E. Nelson, W. G. T. Nelson, Newton, Noland, Prince, Riddick, Rives, Rowan, Ruthersford, P. Saunders, R. C. Saunders, Shannon, Shaffer, Staples, Tate, Taylor, Thomas, Thrash, Tomlin, Tredway, Vermillion, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Wooten and Wright—71.

**NOES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Cazenove, Cecil, J. J. Coleman, Crockett, R. J. Davis, Dice, Flood, Forbes, Gilmer, Hunter, Irby, James, Kyle, Lockridge, McCamant, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, Payne, Pitman, Reid, Robertson, Robinson, Sherrard, Steger, Tyler, Vaiden and Wynne—33.

On motion of Mr. BARBOUR, the bill and substitute were laid on the table.

A message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had agreed to a preamble and resolutions in relation to Judge E. P. Pitts of the 5th circuit; and that they had agreed to a resolution for a joint committee to prepare a course of proceeding against E. P. Pitts, judge of the 5th circuit: in which they respectfully requested the concurrence of the house of delegates.

No. 82. A bill imposing taxes for the support of government, was taken up, on motion of Mr. BARBOUR; and the question being on agreeing to the amendment heretofore submitted by Mr. GILMER, exempting from taxation distilleries engaged for four months in the distillation of fruit, was put, and decided in the affirmative.

Mr. HUNTER moved to amend the 16th section, as amended, by adding thereto the following: "Nor shall the tax provided in this section apply to any seal of a court affixed to any papers required in order to receive the arrearages of pay or allowances to a deceased soldier, either from this state or the Confederate States;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. STEGER moved to amend the bill, in the 42d section, by inserting after the word "express," "or telegraph;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. GREEN moved to add to the section the following: "but no license shall be required of any telegraph company, unless its annual receipts amount to the sum of                    dollars; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. McDONALD of Hampshire moved to amend the bill, by inserting after the end of the 47th section the following: "and on every license to a person engaged in procuring substitutes for drafted men or volunteers for compensation,                    dollars; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. WOOLFOLK submitted the following as an independent section: "On every person, for a license to act as agent to procure substitutes for militiamen or volunteers for the army, there shall be a tax of five hundred dollars: but before the said license shall be granted, the applicant shall enter into bond with sufficient security (to be ap-

proved by the county or corporation court), for the sum of twenty-five thousand dollars, conditioned that his business shall be conducted in such a manner as that no injustice shall be done to either party; to be judged of by the said court in case of any complaint."

And the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. BARBOUR, the bill as amended was recommitted to the committee on finance.

Mr. BLUE submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that the rules of the house of delegates be so amended as to conform to the rules of the senate on the standing committees, viz: that the committee on the penitentiary and the armory be and they are hereby constituted joint committees.

On motion of Mr. TOMLIN,

Resolved, that when this house adjourns, it will adjourn to meet on Monday next at 11 o'clock.

Mr. COLLIER moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 24, noes 50.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), Barbour, Blue, Brooks, H. N. Coleman, Collier, J. D. Davis, Dice, Ewing, Garrison, Gatewood, George, Gilmer, Jones, Lively, McKinney, McLaughlin, Spady, Tate, Thomas, Tomlin, J. L. Wilson and Woolfolk—24.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Buford, Cecil, Clarke, J. J. Coleman, Crockett, Dabney, R. J. Davis, Edmunds, Fleming, Fletcher, Flood, Franklin, Gillespie, Gordon, Green, Harrison, Hunter, Hunt, Johnson, Jordan, Kyle, Lynn, Mathews, McCamant, A. W. McDonald, Minor, Montague, Newton, Payne, Pitman, Reid, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Steger, Thrash, Tredway, Vermillion, Williams, Wootten, Worsham and Wynne—50.

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

#### ————— EVENING SESSION.

Mr. JONES moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 11, noes 44.

On motion of Mr. JONES, the vote was recorded as follows:

AYES—Messrs. Collier, Gatewood, Gilmer, Johnson, Jones, Mallory, McKinney, W. G. T. Nelson, Rives, Thomas and Vaiden—11.

NOES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bradford, Brooks, Cecil, Clarke, Crockett, Dabney, J. D. Davis, Fletcher, Forbes, Franklin, George, Gillespie, Gordon, Harrison, Hopkins, Hunt, James, Jordan, Lively, Mathews, McCamant, Minor, Montague, R. E. Nelson, Payne, Pitman, Prince, Reid, Robertson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sherrard, Steger, Tredway, West, J. L. Wilson, Woodhouse, Woolfolk and Wynne—44.

It appearing that no quorum voted, Mr. MALLORY moved a call of the house; and the question being on agreeing thereto, was put, and decided in the affirmative.

The roll was then called the first and second times, and the following members noted as absent :

Messrs. M. L. Anderson, Barbour, Bass, Bayse, Blue, Booten, Bouldin, Buford, Burks, Carpenter, Carter, Cazenove, J. J. Coleman, H. N. Coleman, Custis, Daniel, R. F. Davis, Dice, Dunn, Edmunds, Evans, Ewing, Fleming, Friend, Grattan, Green, Hunter, Irby, Kyle, Laidley, Lockridge, Lundy, A. W. McDonald, I. E. McDonald, McGruder, McLaughlin, Murdaugh, Newton, Noland, Orgain, Richardson, Riddick, Robinson, Rutherford, Small, Spady, Tate, Taylor, Tomlin, Tyler, Walker, Ward, Williams, S. Wilson, Woodson, Wooten, Worsham and Wright.

The doors were then closed, by order of the SPEAKER.

Pending the third call of the roll, and after the following members had been excused, viz: Messrs. M. L. Anderson, Barbour and Bass, Mr. SHEFFEY moved that further proceedings under the call be dispensed with; and the question being on agreeing thereto, was put, and decided in the affirmative.

The doors were then opened; and a quorum appearing, Mr. TREDWAY moved that the house resolve itself into secret session; and the question being on agreeing thereto, was put, and decided in the affirmative.

Resolved, that a committee of five be appointed to enquire into the state of the defences upon James river, and report to this body; and the question being on agreeing thereto, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The chair announced the following committee under the resolution: Messrs. Saunders of Campbell, Wynne, Tomlin, Tredway and Sheffey.

The report of the joint committee to correspond with the lessees of the salt works, was taken up, on motion of Mr. McCAMANT, laid on the table, and made the order of the day for Monday next at 12 o'clock.

On motion of Mr. ROWAN,

Resolved, that the committee on finance enquire into the expediency of refunding to Thomas F. Parker the sum of seventy-three dollars and thirty-three cents, paid by him into the treasury for the privilege of keeping an ordinary in the town of Union in the county of Monroe, and not used by him.

On motion of Mr. MCKINNEY, the house adjourned until Monday next, 11 o'clock.

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## MONDAY, FEBRUARY 24, 1862.

Prayer by Rev. Dr. Hoge of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, Feb. 21, 1862.

The senate have agreed to the amendment proposed by the house of delegates to senate bill entitled :

An act to amend section 27 of chapter 24 of the Code (new edition) providing for a clerk in the adjutant general's office, No. 26.

They have passed house bill entitled :

An act to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail roads and the Richmond, Fredericksburg and Potomac rail road, No. 37.

And they have passed a bill entitled :

An act to repair the road leading from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom, No. 55.

In which they respectfully request the concurrence of the house of delegates.

No. 55. A senate bill entitled an act to repair the road leading from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom, was read a first and second times, and on motion of Mr. LOCKRIDGE, laid on the table.

A resolution from the senate for the appointment of a joint committee to prepare a course of proceeding against E. P. Pitts, judge of the 5th circuit, was taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

The SPEAKER subsequently announced the following committee under the resolution : Messrs. Evans, McKinney and Green.

Mr. McCAMANT, from the committee of propositions and grievances, to whom had been referred

No. 52. A senate bill entitled an act to amend an act entitled an act to incorporate the American agency, passed March 29, 1861, reported the same without amendment.

Mr. McCAMANT, from the same committee, to whom had been referred the petition of Sampson P. Bailey of Fauquier county, presented the following resolution ; which was concurred in :

Resolved, that the committee be discharged from the consideration of the petition, and that the same be referred to the committee on finance.

Mr. ANDERSON, from the committee on military affairs, presented the following bill :

No. 117. A bill to pay to George Cooper a certain sum of money for services as clerk of the 115th regiment of militia.

Mr. SAUNDERS of Campbell, from a special committee, presented a report in relation to the military defences of Richmond.

Mr. SAUNDERS of Campbell, from the same committee, presented the following bill :

No. 118. A bill to provide for the defence of the city of Richmond.

The resolution, heretofore submitted by Mr. BLUE, providing that the committees of the house and senate on the armory and to examine the penitentiary, should be joint committees, was taken up and concurred in.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. BROOKS,

Resolved, that the committee on finance be instructed to enquire into the expediency of providing by law for the release of county tax on slaves.

On motion of Mr. CAZENOVE,

Resolved, that the committee on finance be directed to enquire into the expediency of refunding to S. A. Larkin of the city Alexandria the sum of \$112 50, being the amount of license tax paid by him for the year ending 1st May 1862, and which he has not been able to use by reason of the occupation of said city by the public enemy.

Mr. ANDERSON of Rockbridge submitted the following resolution; which was laid on the table:

Resolved, that Charles Dimmock, colonel of ordnance, be requested to make a careful and thorough examination of the fortification and defences of this city, and report the condition thereof to this house with as little delay as practicable.

Mr. HARRISON presented the petition of citizens of Loudoun county, praying an amendment of the stay law; which was ordered to be referred to the committee for courts of justice.

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up.

Mr. WOOLFOLK moved a suspension of the rule, with a view to reconsider the vote by which the house struck out the words "in the several counties of the commonwealth and;" and the question being on agreeing thereto—pending the consideration thereof,

On motion of Mr. BARBOUR, the bill was laid on the table.

The report of the joint committee to correspond with the lessees of the salt works, being the order of the day, was taken up, and on motion of Mr. ANDERSON of Rockbridge, postponed to and made the order of the day for to-morrow at 12 o'clock.

A message was received from the senate by Mr. CARSON, who informed the house of delegates that the senate had passed house bill entitled an act to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick.

Mr. BARBOUR, from the committee on finance, to whom was re-committed

No. 82. A bill imposing taxes for the support of government, reported the same with amendments.

On motion of Mr. BARBOUR, the bill and amendments were taken up, and the amendments concurred in.

Mr. WILSON of Isle of Wight moved to amend the bill, by adding after the word "manufactured," in the 34th section, the words "except that manufactured from fruit;" and the question being on agreeing thereto, Mr. ANDERSON of Rockbridge demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 35, noes 61.

On motion of Mr. RIVES, the vote was recorded as follows:

AYES—Messrs. Baker, Brooks, Buford, Carpenter, Clarke, Custis, Eggleston, Fletcher, Franklin, George, Gillespie, Gilmer, Jones, Jordan, Kyle, Lundy, Lynn, McCamant, I. E. McDonald, McKinney, McLaughlin, Minor, Murdaugh, R. E. Nelson, W. G. T. Nelson, Rives, Shannon, Staples, Taylor, Thrash, Vaiden, Vermillion, West, J. L. Wilson and Wright—35.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Blue, Booten, Bouldin, Bradford, Cazenove, Cecil, J. J. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Ewing, Fleming, Flood, Forbes, Friend, Gatewood, Grattan, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Kaufman, Lockridge, Mathews, A. W. McDonald, Montague, Newton, Orgain, Payne, Pitman, Reid, Richardson, Robertson, Rowan, Rutherford, P. Saunders, Sherrard, Steger, Tate, Thomas, Tomlin, Tyler, Walker, Ward, Williams, Woodson, Woolfolk, Wootten, Worsham and Wynne—61.

The question being—Shall the bill be engrossed and read a third time? Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. SAUNDERS of Campbell, the house resolved itself into secret session.

On motion of Mr. SAUNDERS of Campbell, the report from the special committee submitted in relation to the defences of Richmond city, was taken up. Pending the consideration of which,

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

#### — EVENING SESSION.

Mr. TOMLIN moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 4, noes 39.

On motion of Mr. ANDERSON of Botetourt, the vote was recorded as follows:

**AYES**—Messrs. I. E. McDonald, Tomlin, Vaiden and Woolfolk—4.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, Clarke, J. J. Coleman, Crockett, Dunn, Eggleston, Flood, Forbes, Franklin, Gatewood, George, Gillespie, Gordon, Harrison, Hunt, Lockridge, Lynn, Mallory, Mathews, McCamant, McLaughlin, Minor, Montague, Newton, Pitman, Richardson, Rives, Robertson, P. Saunders, R. C. Saunders, Shannon, Steger, Thrash, Vermillion, West, Worsham, Wright and Wynne—39.

It appearing that no quorum voted, Mr. ANDERSON of Botetourt moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. WOOLFOLK moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 5, noes 61.

On motion of Mr. MALLORY, the vote was recorded as follows:

**AYES**—Messrs. I. E. McDonald, McKinney, Tomlin, Vaiden and Woolfolk—5.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Buford, Cecil, Clarke, J. J. Coleman, Crockett, Dice, Dunn, Edmunds, Eggleston, Ewing, Fletcher, Flood, Forbes, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Harrison, Hunter, Hunt, Johnson, Jones, Jordan, Kyle, Lockridge, Lynn, Mallory, Mathews, McCamant, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Richardson, Rives, Robertson, Robinson, P. Saunders, R. C. Saunders, Shannon, Steger, Thrash, Tyler, Vermillion, West, Worsham, Wright and Wynne—61.

Mr. JONES moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. BRADFORD moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative.

It appearing that no quorum voted, Mr. HARRISON moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.



Mr. McLAUGHLIN moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 4, noes 76.

On motion of Mr. MALLORY, the vote was recorded as follows:

AYES—Messrs. George, I. E. McDonald, McKinney and Vaiden—4.

NOES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskerville, Bradford, Buford, Cazenove, Cecil, Clarke, J. J. Coleman, Crockett, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Ewing, Fletcher, Flood, Forbes, Franklin, Gatewood, Gillespie, Gilmer, Gordon, Harrison, Hunter, Hunt, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lockridge, Lynn, Mallory, Mathews, McCamant, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tyler, Vermillion, West, J. L. Wilson, Woolfolk, Worsham, Wright and Wynne—76.

A quorum appearing, on motion of Mr. WYNNE, the house resolved itself into secret session.

The report of the special committee in relation to the defences of the city of Richmond, being the unfinished business of the morning session, was taken up.

Mr. BUFORD moved that the report be laid on the table.

Mr. WYNNE moved the indefinite postponement of the resolution; and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. BARBOUR (amended on motion of Mr. HUNTER),

Resolved, that a special committee be appointed to ascertain from the confederate executive in what way the general assembly of Virginia can most efficiently co-operate with and aid the confederate authorities, not only in strengthening the defences of the city of Richmond, but in protecting generally the territory of the commonwealth; and that they report with as little delay as practicable.

The SPEAKER announced the following committee under the resolution: Messrs. Barbour, Hunter, Newton, Edmunds, Wynne, Forbes and Tomlin.

On motion of Mr. TATE, the house adjourned until to-morrow, 11 o'clock.

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## TUESDAY, FEBRUARY 25, 1862.

Prayer by Rev. Dr. Hoge of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 24, 1862.

The senate have passed house bill entitled:

An act to provide for the assumption and payment of the Confederate States war tax, No. 69.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred

No. 61. A senate bill entitled an act to amend the 2d section of

chapter 175 of the Code, so as to provide for the temporary appointment of commissioners in chancery, reported the same without amendment.

Mr. RUTHERFOORD, from the same committee, presented the following bill:

No. 119. A bill releasing a lien to the Richmond and Petersburg rail road company.

Mr. ANDERSON, from the committee on military affairs, presented the following bills:

No. 120. A bill to organize a regiment of pikemen for the confederate service.

No. 121. A bill in relation to the sale of ardent spirits in cities and towns.

Mr. ROBERTSON, from the committee on banks, presented the following bills:

No. 122. A bill amending the charter of the Culpeper savings bank.

No. 123. A bill to incorporate the Bank of Page.

Mr. ANDERSON of Botetourt, from the special committee in relation to military defences, to whom had been referred

No. 78. A bill to organize companies for special service, reported the same with amendments.

Mr. PRINCE presented the petition of citizens of Southampton in relation to military services of citizens of said county; which was ordered to be referred to the committee on military affairs.

On motion of Mr. ROWAN,

Resolved, that the committee on finance be instructed to enquire into the expediency of releasing from taxation the value of improvements made on the land of the Sweet springs company in the county of Monroe, for the accommodation of visitors.

No. 59. A bill changing the lines of Pulaski and Wythe counties, was taken up, on motion of Mr. CECIL, read a second time, and ordered to be engrossed and read a third time.

No. 102. An engrossed bill to amend an ordinance of the convention entitled an ordinance for the organization of the provisional army for the state of Virginia, was taken up, on motion of Mr. BASKERVILL, and read a third time; and the question being—Shall the bill pass? on motion of Mr. HUNTER, it was laid on the table.

No. 55. A senate bill entitled an act to repair the road leading from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom, was taken up, on motion of Mr. LOCKRIDGE, and read a third time; and the question being—Shall the bill pass? Mr. TAYLOR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 87, noes 4.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Blue, Bradford, Buford, Carter, Cazenove, Cecil, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Ewing, Fleming, Flood, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. Mc-

Donald, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, Shannon, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Ward, Williams, Woolfolk, Wootten and Wright—87.

NOES—Messrs. Bayse, Garrison, West and Worsham—4.

Ordered, that the clerk inform the senate thereof.

The report of the joint committee to correspond with the lessees of the salt works, was taken up.

Mr. ANDERSON of Rockbridge moved to strike out the first resolution of the committee; which is as follows:

“Resolved by the general assembly, that the provisional contract made by the joint committee of the senate and house of delegates for the purchase, on behalf of the state, of four hundred thousand bushels of salt, to be furnished by Stuart, Buchanan & Co., be approved, and the same is hereby ratified and confirmed,” and insert in lieu thereof the resolution reported from the minority of the committee; which is as follows:

“Resolved by the senate and house of delegates of Virginia, that it is expedient for the commonwealth to purchase the salt works, known as the “Preston estate,” and to acquire the unexpired lease of the same and of the King estate, upon the terms indicated in the foregoing report; and that the committee be instructed to report a bill for that purpose.”

And the question being on agreeing thereto, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 27, noes 61.

On motion of Mr. FORBES, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Brooks, Cecil, Clarke, Dunn, Franklin, Gatewood, George, Gillespie, Harrison, James, Kyle, McCamant, I. E. McDonald, Orgain, Pitman, Richardson, Robinson, Rutherford, P. Saunders, Shannon, Thrash, Vaiden, Vermillion and Woolfolk—27.

NOES—Messrs. Kemper (speaker), Baker, Bayse, Blue, Booten, Bradford, Buford, Carter, Cazenove, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Ewing, Fleming, Flood, Forbes, Garrison, Gordon, Grattan, Green, Hunter, Hunt, Irby, Johnson, Jordan, Lively, Lundy, Lynn, Mallory, Mathews, A. W. McDonald, McLaughlin, Minor, Montague, Murdaugh, W. G. T. Nelson, Newton, Payne, Prince, Reid, Rowan, Spady, Staples, Steger, Tate, Taylor, Tomlin, Tyler, Ward, West, Williams, Wootten, Worsham and Wright—61.

The question being on agreeing to the first resolution of the committee, Mr. TAYLOR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

The second resolution of the committee, which is as follows—“Resolved, that the committee be instructed to report a bill to carry into effect the provisions of said contract, and a proper distribution of said salt,” was agreed to.

Ordered, that Mr. ANDERSON of Rockbridge carry the same to the senate, and request their concurrence.

No. 82. An engrossed bill imposing taxes for the support of government, was taken up, on motion of Mr. BARBOUR.

Mr. DABNEY submitted the following rider to the bill; which was read a first and second times:

“Provided, that in ascertaining the value of slaves, there shall be subtracted from the market value such proportion of such value as,

by a comparison of the hires in this and other states of this Confederacy, shall be found to arise from the great demand for this species of property in the more southern states."

And the question being—Shall the ryder be engrossed and read a third time? was put, and decided in the negative.

The bill was then read a third time and passed—Ayes 99.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Ewing, Fleming, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Ward, West, Williams, Woodson, Woolfolk, Wootten, Worsham and Wright—99.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The SPEAKER laid before the house a communication from the governor, enclosing certain resolutions adopted by a rail road convention representing the companies of the district embracing the state of Virginia, the state of Tennessee east of Knoxville, and the state of North Carolina north of Weldon, in relation to the organization of a military force to protect said rail roads; which were read, and referred to the committee on military affairs.

A resolution heretofore submitted by Mr. ROBERTSON, for the prolongation of the session, was taken up, and on his motion, made the order of the day for to-morrow at 12 o'clock.

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up, on motion of Mr. SAUNDERS of Campbell; and the question being on agreeing to the motion heretofore submitted by Mr. WOOLFOLK, to suspend the rule with a view to reconsider the vote by which the house had agreed to strike out from the bill the words in the first section and fifth line, "in the several counties of the commonwealth and" (the effect of which was to confine the draft of those between the ages of 16 and 18 and 45 and 55, to the cities and towns), was put, and decided in the negative—ayes 38, noes 54.

On motion of Mr. PRINCE, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Brooks, Buford, Cazenove, Cecil, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Eggleston, Flood, Gatewood, George, Gillespie, Gilmer, Gordon, James, Jordan, Kyle, Laidley, Lockridge, McCamant, McKinney, McLaughlin, Murdaugh, Payne, Pitman, Richardson, Robertson, Robinson, Rowan, P. Saunders, Steger, Wootten and Worsham—38.

**NOES**—Messrs. Baker, Baskervill, Bayse, Blue, Booten, Bradford, Carter, Clarke, J. J. Coleman, Daniel, Dunn, Fleming, Franklin, Friend, Garrison, Grattan, Green, Harrison, Hopkins, Hunt, Irby, Johnson, Jones, Kaufman, Lively, Lundy, Lynn, Mallory, Mathews, A. W. McDonald, I. E. McDonald, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Reid, Rives, Rutherford, R. C. Saunders, Shannon, Spady, Staples, Tate, Taylor, Thrash, Vaiden, Vermillion, Ward, West, Williams, Woodson and Wright—54.

Mr. ROBERTSON submitted an amendment to the bill, to authorize the governor to have enrolled all the white male inhabitants between the ages of 16 and 18 and 45 and 55, in such counties contiguous to said cities and towns as in his opinion the public exigencies may re-

quire to be enrolled; and the question being on agreeing thereto—pending the consideration thereof,

The hour of recess having arrived, the chair was vacated until 7½ o'clock P. M.

### EVENING SESSION.

A message from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 25, 1862.

The senate have passed a bill entitled:

An act to authorize the governor to organize and call out certain military forces for the defence of the state, No. 84.

In which they respectfully request the concurrence of the house of delegates.

No. 84. A senate bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state, was read a first and second times; and the question being—Shall the bill be committed? on motion of Mr. BARBOUR, the bill was laid on the table.

On motion of Mr. BARBOUR, the house resolved itself into secret session.

Mr. BARBOUR, from the special committee to confer with the president of the Confederate States, presented a report; which was laid on the table.

On motion of Mr. CROCKETT,

Resolved, that the said committee have leave to sit during the sessions of the house.

Mr. BARBOUR announced that the committee would retire at once; which, by leave of the house, they did accordingly.

On motion of Mr. BARBOUR,

Resolved, that the committee have leave to report by bill or otherwise.

No. 121. A bill in relation to the sale of ardent spirits in cities and towns, was taken up, read a first time, and on motion, committed to the special committee to confer with the president of the Confederate States.

No. 101. An engrossed bill to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors, was taken up and read a third time; and the question being—Shall the bill pass? Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 61, noes 21.

On motion of Mr. CAZENOVE, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Bayse, Booten, Bouldin, Cecil, Clarke, J. J. Coleman, Crockett, Daniel, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Green, Harrison, Hunt, Irby, James, Johnson, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCannant, A. W. McDonald, I. E. McDonald, Montagne, Payne, Pitman, Reid, Rives, Rowan, R. C. Saunders, Shaanon, Sheffey, Staples, Stegor, Tredway, Vermillion, Ward, Woolfolk, Wooten and Worsham—61.

NOES—Messrs. Bradford, Brooks, Cazenove, Custis, J. D. Davis, Fletcher, Gilmer, Gordon, Grattan, Jones, Minor, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Robinson, Rutherford, P. Saunders, Tate, Thrash, West, Williams and Wright—21.

On motion of Mr. CAZENOVE,

Resolved, that leave be given to bring in a bill authorizing the manufacture of alcohol.

The SPEAKER announced the following committee: Messrs. Cazenove, Steger, McCamant, Gilmer and Rives.

No. 84. A senate bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up.

Mr. JONES moved to commit the bill to the joint committee in relation to military defences; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. HARRISON moved to amend the bill in the 4th line of the 1st section, by striking out the words "in the several counties of the commonwealth and" (so as to confine the enrollment of those between the ages of 16 and 18 and 45 and 55, to the cities); and the question being on agreeing thereto, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. HARRISON moved further to amend the bill, by inserting the following as an independent section, to come in after the 1st section:

"The county courts of the several counties of the commonwealth are hereby authorized to have enrolled all the white male inhabitants of the same between the ages of 16 and 18 years, and between the ages of 45 and 55 years, including in such enrollment all white male persons between the ages aforesaid, who may be sojourning in said counties, and who may, by reason of the existing war, be refugees from their residences in this state, and are not elsewhere enrolled under the provisions of the said act of 8th February 1862. And the said county courts of the several counties may organize the said inhabitants, so enrolled, into companies, and the companies into regiments, as in their discretion they may deem proper, and may order the same or any portion of them to be called into service at such times and from time to time as they may deem proper, for the defence of their respective counties."

And the question being on agreeing thereto, Mr. CAZENOVE demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The question being—Shall the bill be read a third time—pending the consideration thereof,

On motion of Mr. SAUNDERS of Campbell, the house adjourned until to-morrow, 11 o'clock.

WEDNESDAY, FEBRUARY 26, 1862.

Prayer by Rev. Dr. Hoge of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE Feb. 25, 1862.

The senate have agreed to the resolution from the house of delegates in relation to the committees on the armory and penitentiary.

And they have agreed to a joint resolution to ascertain the amounts with which the several corporations of the state would be assessed under the act of congress to provide a war tax, &c.

In which they respectfully request the concurrence of the house of delegates.

The joint resolution to ascertain the amounts with which the several corporations of the state would be assessed under the act of congress to provide a war tax, was agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. BASS, from the committee of claims, presented the following bill:

No. 124. A bill compensating R. H. Phillips for private property taken possession of for the use of the state.

Mr. SHEFFEY, from the committee of roads and internal navigation, presented the following bill:

No. 125. A bill directing the board of public works to complete the Morgan and Frederick turnpike.

Mr. BARBOUR, from the committee on finance, presented the following bill:

No. 126. A bill concerning the sinking fund.

Mr. NEWTON, from the same committee, presented the following bills:

No. 127. A bill for the relief of Wilson Hix, sheriff of Appomattox county.

No. 128. A bill for the relief of James Reid.

No. 129. A bill for the relief of Archibald M. Drew.

No. 130. A bill to pay to John Kelley, surviving partner of Kelley & Largney, the amount of a judgment of the circuit court of the city of Richmond against the board of public works.

Mr. NEWTON, from the same committee, presented the following report:

An adverse report as to the expediency of refunding to Joel E. Bray of King William county a certain license tax heretofore paid by him.

Mr. GEORGE, from the joint committee on executive expenditures, presented a report; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 61.

On motion of Mr. BASS,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of incorporating the Roanoke insurance company.

On motion of Mr. LIVELY,

Resolved, that the special committee to confer with the president of the Confederate States, be instructed to enquire what (if any) legislation is necessary more effectually to dispose of persons arrested under suspicion of disloyalty to this commonwealth.

On motion of Mr. JAMES,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill compensating Dr. William Gibbon Carter of Botetourt county for professional services rendered to the militia called out under the proclamation of the governor in May last.

On motion of Mr. McDONALD of Hampshire,

Resolved, that the committee for courts of justice enquire into the expediency of requiring by law all ministers of the gospel, at the time of being licensed to celebrate the rites of matrimony by any court, to take an oath to support the constitution of the state and Confederate States.

On motion of Mr. TOMLIN,

Resolved, that the committee of privileges and elections be instructed to enquire into the expediency of reporting a bill providing for the attendance of members on the duties and sessions of the general assembly, and when necessary, to grant leaves of absence, and to report rules to preserve the privacy of the recent proceedings of this body.

No. 61. A senate bill entitled an act to amend the 2d section of chapter 175 of the Code, so as to provide for the temporary appointment of commissioners in chancery, was taken up, on motion of Mr. GRATTAN, read a third time, and passed.

Ordered, that the clerk inform the senate thereof.

No. 105. An engrossed bill to amend and re-enact section 1st, chapter 27th, Acts of 1861, was taken up, on motion of Mr. ROBERTSON, read a third time and passed.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

On motion of Mr. BARBOUR,

Resolved, that the special committee to confer with the president of the Confederate States be enlarged, by the addition of one member.

The chair appointed Mr. Steger under the resolution.

No. 94. A bill to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank, was taken up, on motion of Mr. GEORGE, read a second time, and ordered to be engrossed and read a third time, and passed.

No. 109. A senate bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state, was taken up.

Mr. ROBERTSON moved to amend the bill, by inserting in the 1st section the following words: "and in such counties contiguous to the said cities and towns, as in his discretion the public exigencies may require" (the effect of which would be to subject to enrollment the white male inhabitants between the ages of 16 and 18 and 45 and 55 in the counties contiguous to the cities and towns); and



the question being on agreeing thereto, Mr. WOODSON demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 24, noes 75.

On motion of Mr. ROBERTSON, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, Baker, Bass, Buford, Cazenove, Cecil, R. J. Davis, Forbes, Gilmer, James, Jordan, Kyle, I. E. McDonald, Murdaugh, Payne, Pitman, Robertson, Robinson, Rowan, P. Saunders, Sheffey, Steger, Tyler and Woolfolk—24.

**NOES**—Messrs. F. T. Anderson, Barbour, Baskervill, Bayse, Blue, Booten, Bradford, Brooks, Carter, Clarke, J. J. Coleman, Crockett, Custis, Daniel, J. D. Davis, Dice, Dunn, Edmunds, Eggleston, Ewing, Fleming, Flood, Franklin, Friend, Gatewood, George, Gillespie, Grattan, Green, Harrison, Hopkins, Hunt, Irby, Johnson, Jones, Kaufman, Laidley, Lively, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Prince, Reid, Richardson, Rives, Rutherford, R. C. Saunders, Shannon, Spady, Staples, Tate, Taylor, Thrash, Tomlin, Tredway, Vaiden, Vermillion, Ward, West, Williams, Woodhouse, Woodson, Wootten and Wright—75.

The hour of 12 o'clock having arrived, the house proceeded to the consideration of the order of the day; which was a resolution for an extension of the session of the general assembly.

Mr. ROBERTSON, by leave of the house, modified the resolution, so that it would read as follows:

“Resolved, that the present session of the general assembly shall be extended to the 31st day of March next, unless the public business be earlier dispatched.”

On motion of Mr. HUNTER, the house resolved itself into secret session.

And the question being on agreeing thereto, the roll was called, with the following result—Ayes 99, noes 5.

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Carter, Cazanove, Cecil, Clarke, J. J. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Flood, Forbes, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Tredway, Tyler, Vermillion, Ward, West, Williams, Woodhouse, Woolfolk, Wootten, Worsham and Wright—99.

**NOES**—Messrs. Hopkins, Mallory, Rowan, Vaiden and Woodson—5.

It appearing that three-fifths of the whole number of delegates elected to the house had voted in the affirmative, the SPEAKER announced that the resolution was agreed to.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to the joint resolution for the extension of the session until the 31st of March next.

The house resumed the consideration of

No. 84. A senate bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state.

Mr. GREEN moved to amend the bill, by striking out in the 3d section, 8th line, after the word “laws,” to the end of the section, and inserting the following:

"Elections shall be held for company and field officers, and all other officers shall be appointed as now prescribed by law, on March 15th, 1862, or as soon thereafter as may be; and such new officers shall be at once commissioned by the governor; and thereupon the commissions of the existing officers of the militia respectively shall be vacated. But if any company shall fail to elect its officers for thirty days after its organization, the next succeeding court of the county in which such company is, shall appoint the officers for said company, who shall be commissioned by the governor."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. JONES moved to amend the bill, by inserting as an independent section, to come in after the 3d section, the following:

"And be it further enacted, that the fifteenth section of chapter twenty-third of the edition of the Code of Virginia (1860), be amended and re-enacted as follows:

There shall be a major general for each division; a brigadier general for each brigade; a colonel, lieutenant colonel and one major for each regiment; and a captain, first lieutenant and second lieutenant, four sergeants and four corporals for each company."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. McDONALD of Hampshire moved to amend the bill, by striking out in the 7th section the following words:

"And in respect to persons in both said classes, the board of exemptions in each of said counties, cities and towns shall have power to grant partial or entire exemptions in cases of special and peculiar hardship, or when the public interest requires such exemption, subject to revocation by the governor."

And the question being on agreeing thereto, Mr. NELSON demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. GREEN moved to amend the bill in the 7th section, by striking out the words "in both said classes," and inserting "in the second class as aforesaid" (the effect of which was to confine the powers of the board of exemptions to persons in the second class, to wit, between the ages of 16 and 18 and 45 and 55, in cases of peculiar hardship); and the question being on agreeing thereto, was put, and decided in the negative—Ayes 20, noes 61.

On motion of Mr. GREEN, the vote was recorded as follows:

AYES—Messrs. Baker, Brooks, Buford, Carter, Dunn, Green, Harrison, Johnson, Lynn, A. W. McDonald, Minor, Prince, Robinson, P. Saunders, R. C. Saunders, Shannon, Thrash, Vaiden, West and Wright—20.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bass, Bayse, Booten, Cazenove, Cecil, J. J. Coleman, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Eggleston, Fleming, Fletcher, Flood, Franklin, Friend, Gatewood, George, Gillespie, Grattan, Hopkins, Hunt, Irby, James, Jones, Jordan, Kaufman, Kyle, Lively, Lockridge, Lundy, Mullory, Mathews, McCamant, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Pitman, Reid, Rives, Robertson, Rowan, Rutherford, Sheffield, Staples, Tate, Taylor, Tomlin, Tyler, Ward, Woodhouse, Woolfolk, Wooten and Worsham—61.

Mr. SAUNDERS of Campbell moved to amend the bill, by inserting in the 3d section the following after the words "existing laws:—"

"And in case of such rearrangement or consolidation, the oldest

officer in commission shall command the regiment, battalion or company so rearranged and consolidated, as the case may be."

And the question being on agreeing thereto, was put, and decided in the negative.

Mr. DAVIS of Campbell moved to amend the bill, by inserting in the 6th line of the 1st section the following: "and within one mile of the city of Richmond on the north side of James river, and within half a mile of the other cities and towns aforesaid;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The bill as amended was then read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 55. An engrossed bill concerning bank directors, was taken up, on motion of Mr. WARD, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. CAZENOVE, from a special committee, presented the following bill:

No. 131. A bill legalizing the manufacture of alcohol; which, on his motion, was read a first time, and ordered to be read a second time.

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar, was taken up, read a second time, and on motion of Mr. ROBERTSON, recommitted to the committee on banks.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 11 o'clock.

## THURSDAY, FEBRUARY 27, 1862.

Prayer by Rev. Dr. Hoge of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 26, 1862.

The senate have passed bills entitled:

An act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds, No. 64.

An act to authorize field artillery to be made and small arms purchased for the state, No. 87.

In which they respectfully request the concurrence of the house of delegates.

\* No. 64. A senate bill entitled an act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds, was read a first and second times, and referred to the committee on finance.

No. 87. A senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, was read a first and second times, and referred to the committee on military affairs.

Mr. ANDERSON of Rockbridge, from the committee of roads and internal navigation, presented the following bill:

No. 132. A bill to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river; which was subsequently read a first time, and ordered to be read a second time.

Mr. ROBERTSON, from the committee on banks, presented the following bill:

No. 133. A bill to release certain corporations and persons from forfeitures and penalties incurred by issuing notes as a currency contrary to law; which was read a first time, and ordered to be read a second time.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, was taken up, on motion of Mr. HARRISON, and postponed to and made the order of the day for Monday next at 12 o'clock.

No. 102. An engrossed bill to amend an ordinance of the convention entitled an ordinance for the organization of the provisional army for the state of Virginia, was taken up.

On motion of Mr. BASKERVILL, the rule was suspended, with a view to reconsider the vote ordering the bill to its engrossment.

Mr. BASKERVILL submitted a substitute for the bill; which was agreed to.

The bill was then read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. BASKERVILL carry the same to the senate, and request their concurrence.

On motion of Mr. RICHARDSON,

Resolved, that the committee of claims be instructed to enquire into the expediency of refunding to William T. Meador of Mercer county an equitable portion of a merchant's license tax paid by him in the year 1861, because of the fact that the presence of the enemy deprived said Meador of the enjoyment of his said license.

On motion of Mr. REID,

Resolved, that when this house adjourns to-day, it will adjourn to meet on Saturday next at 11 o'clock A. M.

A message was received from the senate by Mr. ALDERSON, who informed the house of delegates that the senate had passed house bill entitled an act to authorize the organization of ten companies of rangers, with amendments: in which they respectfully requested the concurrence of the house of delegates.

The amendments were taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

No. 87. A senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, was taken up, on motion of Mr. ANDERSON of Botetourt; and the rule was suspended, with a view to reconsider the vote committing the bill to the committee on military affairs.

The bill was then amended, and as amended, read a third time and passed—Ayes 89.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Barbour, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, Clarke, J. J. Coleman, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Fletcher, Forbes, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hunter, Irby, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, Newton, Orgain, Payne, Pitman, Reid, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tredway, Tyler, Vaiden, Walker, Ward, West, Williams, Woodson, Woolfolk, Wooten, Worsham, Wright and Wynne—89.

Ordered, that Mr. CAZENOVE carry the same to the senate, and request their concurrence.

On motion of Mr. GEORGE,

Resolved, that the committee on finance enquire into the expediency of relieving the securities of John C. Harrison, late sheriff of Tazewell county, from the payment of damages recovered against them, and also of so much of the interest contained in the judgment as exceeds six per centum per annum.

On motion of Mr. WOOLFOLK,

Resolved, that the committee on free negroes be instructed to enquire into the expediency of reporting a bill amending the act entitled an act to prevent free negroes and slaves from owning dogs in the counties of Essex, King & Queen, James City and New Kent, passed March 29, 1858, so as to make the provisions of the said act apply to all the counties, cities and towns of this commonwealth.

Mr. WOOLFOLK, subsequently from the committee, reported the following bill:

No. 134. A bill to amend an act entitled an act to prevent free negroes and slaves from owning dogs in the counties of Essex, King & Queen, James City and New Kent, passed March 29, 1858; which, on his motion, was read a first time, and ordered to be read a second time.

No. 59. An engrossed bill changing the lines of Pulaski and Wythe counties, was taken up, on motion of Mr. CECIL, read a third time and passed.

On motion of Mr. ROBERTSON,

Resolved, that the resolution of the house requiring the chair to be vacated at 3 o'clock and resumed at 7½ o'clock P. M., be and the same is hereby rescinded.

On motion of Mr. CROCKETT, the rule was suspended, with a view to reconsider the vote by which the house agreed to a resolution that when the house adjourns this day, it will adjourn to meet on Saturday next at 11 o'clock.

The question being on agreeing to the resolution, Mr. TOMLIN moved to amend the same, by striking out "on Saturday at 11 o'clock," and inserting "on to-morrow at 1½ o'clock;" and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 57, noes 29.

On motion of Mr. TREDWAY, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Barbour, Baskervill, Bayse, Blue, Booten, Bradford,

Brooks, Carter, Cazenove; Clarke, J. J. Coleman, Crockett, Custis, R. J. Davis, Edmunds, Evans, Ewing, Flood, Forbes, Franklin, Friend, George, Gillespie, Gordon, Grattan, Harrison, Hunter, Johnson, Jones, Jordan, Kaufman, Kyle, Lynn, Mallory, McCamant, McLaughlin, Minor, Orgain, Payne, Pitman, Prince, Rives, Rutherford, Shannon, Staples, Tate, Thrash, Tomlin, Walker, Williams, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—57.

NOES—Messrs. F. T. Anderson, Bass, Cecil, Daniel, J. D. Davis, Dice, Fleming, Fletcher, Gatewood, Gilmer, Green, Hunt, Irby, Lively, Mathews, A. W. McDonald, I. E. McDonald, Montague, Murdaugh, Newton, Reid, P. Saunders, R. C. Saunders, Sheffield, Steger, Thomas, Tredway, Tyler, Vermillion and Ward—29.

The question being on agreeing to the resolution as amended, was put—and it appearing that no quorum voted, Mr. FLEMING moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 11, noes 63.

On motion of Mr. ANDERSON of Botetourt, the vote was recorded as follows:

AYES—Messrs. Bass, Brooks, Clarke, J. J. Coleman, Crockett, Fleming, Green, Hunt, A. W. McDonald, Reid and Vermillion—11.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baskerville, Bayse, Blue, Booten, Bradford, Buford, Cazenove, Cecil, Custis, Daniel, J. D. Davis, R. J. Davis, Dice, Evans, Ewing, Flood, Franklin, Friend, Gatewood, George, Gilmer, Gordon, Grattan, Harrison, Irby, Johnson, Jones, Jordan, Kaufman, Lively, Lynn, Mathews, McCamant, I. E. McDonald, McLaughlin, Minor, Montague, Orgain, Payne, Pitman, Prince, Rives, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffield, Staples, Tate, Thomas, Thrash, Tredway, Walker, Ward, Williams, Woodson, Woolfolk, Wootten, Worsham and Wright—63.

Mr. ANDERSON of Botetourt moved a call of the house; and the question being put, was decided in the negative.

A quorum appearing, the question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

On motion of Mr. MALLORY, the house adjourned until to-morrow, 1½ o'clock.

NOTE.—Messrs. Barbour, Hunter, Newton, Wynne, Forbes, Tomlin and Steger, being members of a committee having leave to sit during the sessions of the house, were occasionally absent upon the committee during this day and the days preceding, and may be so occasionally absent for some days to come.

## FRIDAY, FEBRUARY 28, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, Feb. 27, 1862.

The senate have agreed to the first and fourth amendments, and also, with amendments, to the second and third amendments of the house of delegates to senate bill entitled:

An act to authorize field artillery to be made and small arms purchased for the state, No. 87.

In which amendments to amendments they respectfully request the concurrence of the house of delegates.

Mr. TREDWAY moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative.

It appearing that no quorum voted, Mr. WALKER moved a call of

the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. JONES moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 13, noes 55.

On motion of Mr. WOODSON, the vote was recorded as follows:

AYES—Messrs. Bass, Cecil, J. J. Coleman, R. J. Davis, Dice, Richardson, Rowan, Sheffey, Tate, Tredway, Vermillion, Walker and Ward—13.

NOES—Messrs. J. T. Anderson, Barbour, Bayse, Blue, Booten, Bradford, Buford, Clarke, Crockett, Custis, J. D. Davis, Dunn, Edmunds, Eggleston, Evans, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Gordon, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lockridge, Lundy, Mathews, McCamant, I. E. McDonald, Minor, R. E. Nelson, Newton, Orgain, Pitman, Reid, Rives, Robertson, Rutherford, P. Saunders, Shannon, Staples, Thrash, Tomlin, Williams, Woodson, Worsham, Wright and Wynne—55.

It appearing that no quorum voted, Mr. HUNTT moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. WARD, the house adjourned until to-morrow, 11 o'clock.

## SATURDAY, MARCH 1, 1862.

Prayer by Rev. Dr. Hoge of the Presbyterian church.

Mr. BARBOUR, from the special committee to confer with the president of the Confederate States, presented a report; which was laid on the table.

Mr. BARBOUR, from the same committee, presented the following bill:

No. 135. A bill to impose penalties on certain misdemeanors.

Mr. TOMLIN, from the committee of privileges and elections, presented the following bill:

No. 136. A bill to provide for securing the attendance of members of the general assembly on the sessions of the respective houses.

On motion of Mr. BARBOUR,

Resolved, that the committee on military affairs enquire into the expediency of placing the "minute men," a company from the county of Culpeper, whose term of service has recently expired, on the footing of a volunteer company now in the confederate service, so as to be filled by draft, if they shall elect to re-enter the service.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the committee on military affairs be instructed to enquire into the subject of providing for the encouragement of the manufacture of iron.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee on military affairs enquire what legislation, if any, is necessary to enforce attendance upon the regular and special drills of the militia.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee on military affairs be instructed to

enquire what legislation, if any, is necessary to provide more effectually for the arrest and return of deserters from the army.

Mr. MONTAGUE, from the committee on the penitentiary, presented the following report; which was read and concurred in:

The committee on the penitentiary, under orders of the house of delegates, have proceeded to investigate certain charges preferred against James Pendleton, the superintendent, by certain correspondents of the newspaper known as "The Examiner."

Before proceeding with the investigation, the committee called upon one of the editors of the aforesaid paper for the name of the accuser in the case. The name given was "Frank Gordon." This man was summoned before the committee, and made oath that he was not the author of said charges, and never authorized his name to be signed to any communication relating thereto. The aforesaid editor being under examination as a witness, stated to the committee that he was unable to furnish the name of any other person who had written, delivered or transmitted any of the other articles which were published in his newspaper. Nevertheless, the house having so directed, and the superintendent inviting the fullest scrutiny, the committee proceeded to hear and have recorded the evidence of the witnesses brought before it. The committee, referring to the testimony which accompanies this report, deems it sufficient to state, that each and every charge, in its opinion, is conclusively refuted, so far as the same implicates the fidelity or integrity of the superintendent: and therefore the committee ask to be discharged from the further consideration of the subject.

On motion of Mr. WYNNE,

Resolved by the general assembly of Virginia, that the governor do tender to the congress of the confederate government, for its use as committee rooms, all the rooms in the building called the state courthouse, which are not now used by the supreme court of appeals and its clerk and the adjutant general, and to ask the corporate authorities of the city of Richmond to provide suitable accommodations for the circuit court of the city of Richmond and its clerk, and of the county court of Henrico, to provide for the circuit court of that county and its clerk.

Ordered, that Mr. WYNNE carry the same to the senate, and request their concurrence.

The SPEAKER laid before the house a communication from the governor, enclosing (in answer to a resolution of the house in relation to military operations at or near Norfolk at the time of the commencement of hostilities) a communication from Major General William B. Taliaferro; which was read, and ordered to be referred to the committee on military affairs.

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that the house of delegates is requested to return to the senate, senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, No. 87.



The resolution was concurred in.

Ordered, that Mr. ANDERSON of Botetourt carry the same to the senate.

Mr. ORGAIN presented the petition of citizens of Lunenburg, praying for the prohibition of the distillation of grain; which was ordered to be laid on the table.

No. 120. A bill to organize a regiment of pikemen for the confederate service, was taken up, on motion of Mr. ANDERSON of Botetourt, read a first time, and ordered to be read a second time.

Mr. ANDERSON of Botetourt moved that the bill be again read this day. Pending the consideration of which, the bill was laid on the table and ordered to be printed.

No. 104. A bill appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county to the salt works in Braxton county, was taken up, on motion of Mr. McLAUGHLIN, read a first time, and ordered to be read a second time.

On motion of Mr. WOODSON, the bill was laid on the table.

A message was received from the senate by Mr. ISBELL, who informed the house of delegates that the senate had passed house bill entitled an act to amend and re-enact section 1st, chapter 57, Acts 1861, with an amendment: in which they request the concurrence of the house of delegates.

Subsequently, on motion of Mr. ROBERTSON, the amendment was concurred in.

Ordered, that the clerk inform the senate thereof.

No. 87. A bill authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston, was taken up, on motion of Mr. COLLIER, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 47. A senate bill entitled an act authorizing a reassessment of a house and lot in Lynchburg, owned by Barney McKinney and James Casey, and for the repayment to them of certain taxes, was read a third time and passed—Ayes 83.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Bass, Bayse, Blue, Booten, Bradford, Brooks, Buford, Carter, Cazenove, Cecil, Clarke, Collier, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, Minor, Montague, Murdaugh, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Robertson, Rowan, Rutherford, P. Saunders, Shannon, Small, Sheffield, Spady, Staples, Steger, Tate, Thrash, Tomlin, Tredway, Tyler, Vaiden, Vermillion, Walker, West, Williams, Wootten, Worsham and Wynne—83.

Ordered, that the clerk inform the senate thereof.

No. 39. A senate bill entitled an act to amend section 28th of chapter 52 of the Code of Virginia, edition of 1860, was taken up, amended, and as amended, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 44. A senate bill entitled an act providing for the collection of taxes and other public dues in the hands of defaulting disloyal officers, and in the hands of other persons disloyal to the state; and

No. 54. A senate bill entitled an act to protect loyal citizens

whose property may be sold by officers under illegal process, were taken up, and on motions severally made, were laid upon the table.

No. 52. A senate bill entitled an act to amend an act entitled an act to incorporate the American agency, passed March 29, 1862, was taken up; and the question being—Shall the bill pass? was put, and decided in the negative.

The following engrossed bills were taken up, and on motions severally made, laid upon the table:

No. 2. An engrossed bill to amend certain provisions of an act entitled an act incorporating a company to establish a turnpike road from the town of Manchester to the town of Petersburg, and to amend certain provisions of subsequent acts relating to the same company.

No. 39. An engrossed bill making an appropriation for the payment to Alfred Beckley for military services performed by him.

No. 44. An engrossed bill for the relief of Coalman D. Bennett, executor of Howard Craft deceased, of Pittsylvania county.

No. 79. An engrossed bill to authorize the governor to settle the account of Sampson Jones, agent of Mrs. Jane A. Griffin.

No. 63. An engrossed bill for the relief of Levi Johnson.

No. 83. An engrossed bill allowing further time to the owners of lots in the town of Columbia in the county of Fluvanna, to build on and improve the same, was taken up, on motion of Mr. NELSON of Fluvanna, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The following bills were taken up, read a second time, and on motions severally made, laid on the table:

No. 70. A bill changing the place of holding a separate election in the county of Rockingham.

No. 60. A bill to authorize the board of public works to transfer the Southwestern turnpike to the counties in which it lies.

No. 106. A bill to amend and re-enact an act entitled an act to authorize the banks of this commonwealth to issue notes of the denomination of one and two dollars, passed January 24, 1862.

No. 100. A bill to authorize the governor to organize and call out the military force of cities and towns for their defence.

No. 109. A bill to authorize the governor to organize and call out certain military forces for the defence of the state.

No. 80. A bill to repair the road from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom.

The following bill was taken up, amended, and as amended, was read a second time, and on motion, laid on the table:

No. 75. A bill to organize companies for special service.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 53. A bill to provide for having an accurate list and record made of the military forces of Virginia.

No. 45. A bill for the relief of the personal representative of A. J. Whitehead deceased, late sheriff of Pittsylvania county.

No. 71. A bill to incorporate the Virginia rolling mills company.

The following bills were read a first time, and ordered to be read a second time:

No. 46. A bill declaring a portion of South Anna river in the county of Hanover a lawful fence.

No. 47. A bill declaring a portion of New river a lawful fence.

No. 54. A bill to prohibit the emancipation of slaves by will.

No. 56. A bill to regulate proceedings under the second section of ordinance No. 70, entitled an ordinance to prohibit citizens of Virginia from holding office under the United States government, passed by the convention of Virginia on the 27th day of June 1861.

No. 62. A bill incorporating the savings bank for small earnings of the city of Richmond.

No. 65. A bill to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital.

No. 74. A bill providing for the collection of the arrears of taxes.

No. 81. A bill prescribing penalties against illegal assessments and collection of taxes.

No. 85. A bill for the relief of Thomas McCormick.

No. 86. A bill for the relief of John S. Rady, page of the house of delegates at the session of 1847-48.

No. 92. A bill imposing a tax on dogs in the county of Alleghany.

No. 96. A bill to reorganize the 17th and 28th brigades Virginia militia.

No. 98. A bill confiscating lands of citizens of the United States lying west of the Alleghany mountains, and when said lands are claimed by loyal citizens under grants from the commonwealth, to transfer the same to them.

No. 99. A bill for the relief of Joel D. Ashberry, Wescon Lewis and others, being the officers and crew of the York Spit light vessel.

No. 108. A bill to authorize the sale of the stock held by the state in turnpike and plank road companies.

No. 110. A bill to amend and re-enact the 8th section of chapter 151 of the Code of Virginia, so as to provide an indemnity to officers levying attachments.

No. 111. A bill extending the time for sheriffs and other collectors to distress for taxes and arrears of taxes.

No. 112. A bill to amend the second section of the act incorporating the Thornrose cemetery at Staunton.

No. 113. A bill to compensate Samuel S. Bryant for certain services as prosecutor in the hustings court of Danville.

No. 114. A bill for the relief of Robertson Cooker.

No. 117. A bill to pay to George Cooper a certain sum of money for services as clerk of the 115th regiment of militia.

No. 119. A bill releasing a lien to the Richmond and Petersburg rail road company.

No. 124. A bill compensating R. H. Phillips for private property taken possession of for the use of the state.

No. 125. A bill directing the board of public works to complete the Morgan and Frederick turnpike.

No. 126. A bill concerning the sinking fund.

No. 118. A bill to provide for the defence of the city of Richmond.

No. 122. A bill amending the charter of the Culpeper savings bank.

No. 123. A bill to incorporate the Bank of Page.

No. 127. A bill for the relief of Wilson Hix, sheriff of Appomattox county.

No. 128. A bill for the relief of James Reid.

No. 129. A bill for the relief of Archibald M. Drew.

No. 130. A bill to pay to John Kelley, surviving partner of Kelley & Larguey, the amount of a judgment of the circuit court of the city of Richmond against the board of public works.

No. 135. A bill to impose penalties on certain misdemeanors.

No. 136. A bill to provide for securing the attendance of members of the general assembly on the sessions of the respective houses.

No. 118. A bill to provide for the defence of the city of Richmond, was taken up, on motion Mr. STEGER, and referred to the special committee to confer with the executive of the Confederate States.

A message was received from the senate by Mr. NASH, who informed the house of delegates that the senate had agreed to a joint resolution declaring the intent and meaning of an act passed February 10, 1862, providing for raising Virginia's quota of the Confederate States army: in which they respectfully requested the concurrence of the house of delegates.

The resolution was taken up, on motion of Mr. TOMLIN.

Mr. SHEFFEY moved to refer the resolution from the senate to a special committee, with instructions to report an amendment thereto, to the effect "that the secretary of war be requested not to receive any further enlistments (under the act of congress) from Virginia." Pending the consideration of which,

Mr. GRATTAN moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative.

It appearing that no quorum voted, Mr. SAUNDERS of Franklin moved a call of the house; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. McDONALD of Hampshire moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 29, noes 35.

On motion of Mr. SAUNDERS of Franklin, the vote was recorded as follows:

AYES—Messrs. Barbour, Bayse, Blue, Booten, Bradford, Buford, Fleming, Garrison, Gatewood, Gillespie, Grattan, Green, Irby, Johnson, Jones, Kaufman, Laidley, Lively, McCamant, A. W. McDonald, R. E. Nelson, Newton, Orgain, Pitman, Steger, Tate, Thrash, Ward and Wootten—29.

NOES—Messrs. Kemper (speaker), J. T. Anderson, Bass, Brooks, Cecil, Clarke, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Ewing, Flood, Franklin, George, Gordon, Hunt, Kyle, Montague, Prince, Rutherford, P. Saunders, Shannon, Sheffield, Tomlin, Tredway, Vaiden, Vermillion, Williams, Worsham and Wynne—35.

Mr. BRADFORD moved a call of the house; which was withdrawn by leave, and then,

On motion of Mr. WARD, the house adjourned until Monday, 11 o'clock.

MONDAY, MARCH 3, 1862.

Prayer by Rev. Dr. Jeter of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 1, 1862.

The senate have passed a bill entitled:

An act to incorporate the Preston coal, oil and iron company, No. 73.

In which they respectfully request the concurrence of the house of delegates.

No. 73. A senate bill entitled an act to incorporate the Preston coal, oil and iron company, was read a first and second times, and ordered to be referred to the committee on agriculture and manufactures.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bills:

No. 137. A bill to incorporate the Hillsville military academy in the county of Carroll.

No. 138. A bill amending and re-enacting section 17, chapter 64 of the Code of Virginia.

No. 139. A bill changing the names of the counties of Buchanan and Scott.

Mr. FLOOD, from the committee on finance, presented the following bill:

No. 140. A bill to authorize the county court of Greenbrier county to correct the assessment of two tracts of land in said county, standing in the name of James C. Pollock; which, on motion of Mr. MATHEWS, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. FLOOD, from the same committee, to whom had been referred

No. 64. A senate bill entitled an act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds, reported the same with an amendment.

Mr. SHEFFEY, from the committee on military affairs, presented the following bill:

No. 141. A bill to authorize the reorganization of the Culpeper minute men and the Culpeper rifles; which on his motion, was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time.

A joint resolution declaring the intent and meaning of an act passed February 10th, 1862, providing for raising Virginia's quota of the confederate army, being the unfinished business of Saturday, was taken up; and the question being on agreeing to a motion submitted by Mr. SHEFFEY, to refer the resolution to a special committee, Mr. SHEFFEY, by leave of the house, withdrew the motion.

The question recurring on agreeing to the resolution from the senate, was put, and decided in the affirmative.

Ordered, that the clerk inform the senate thereof.

No. 132. A bill to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, was taken up and read a second time, and on motion of Mr. ANDERSON of Botetourt, referred to the committee on military affairs.

The following resolution, heretofore submitted, was taken up, on motion of Mr. FLEMING, amended, and as amended agreed to :

Resolved, the senate concurring, that this house will, on Thursday the 6th of March, proceed to elect the following officers : A secretary of the commonwealth, a treasurer, an auditor of public accounts, a second auditor, a register of the land office, a superintendent of the penitentiary, a general agent and storekeeper of the penitentiary, and a public printer.

Ordered, that Mr. FLEMING carry the same to the senate, and request their concurrence.

Mr. WOODSON submitted the following resolution :

Resolved, that the committee on military affairs be instructed to report a bill so amending the 2d section of the act passed February 18th, 1862, in regard to persons exempt from military duty, as to repeal so much of said act as exempts from military duty the members of the general assembly of Virginia during the term for which they were elected.

And the question being on agreeing thereto, was put, and decided in the negative—Ayes 33, noes 51.

On motion of Mr. WOODSON, the vote was recorded as follows :

AYES—Messrs. Kemper (speaker), J. T. Anderson, Buford, Carpenter, Carter, J. D. Davis, Dunn, Edmunds, Eggleston, Flood, Gatewood, George, Green, Hunter, Johnson, Jordan, Kaufman, Kyle, Lively, Lundy, A. W. McDonald, McLaughlin, Orgain, Pitman, Rutherford, Staples, Tomlin, Vaiden, Walker, Ward, West, Woodson and Worsham—33.

NOES—Messrs. Baker, Barbour, Bass, Blue, Booten, Bradford, Brooks, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, R. J. Davis, Dice, Evans, Fleming, Franklin, Garrison, Gillespie, Gilmer, Gordon, Grattan, Hunt, Irby, James, Jones, Laidley, Mathews, McCamant, I. E. McDonald, Minor, Montague, Newton, Prince, Reid, Robertson, Rowan, P. Saunders, Shannon, Sheffey, Small, Spady, Steger, Tate, Thrash, Tredway, Tyler, Williams, Wootten and Wynne—51.

On motion of Mr. WEST,

Resolved, that the committee on banks enquire into the expediency of repealing the law requiring every person getting a license to take an oath that he will not pay out notes of less denomination than five dollars, and also of releasing the persons who have heretofore taken the oath aforesaid required by said law.

No. 79. An engrossed bill to authorize the governor to settle the account of Sampson Jones, agent of Mrs. Jane A. Griffin, was taken up, on motion of Mr. WYNNE, and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 33, noes 46.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Barbour, Bass, Blue, Bradford, Carpenter, Cazenove, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Eggleston, Fleming, George, Gillespie, Gilmer, Kaufman, Kyle, Lundy, Mathews, McCamant, McLaughlin, Montague, Reid, Robertson, Sheffey, Steger, Tate, Tredway, Vaiden and Wynne—33.

NOES—Messrs. Baker, Booten, Brooks, Buford, Carter, Cecil, Collier, Dunn, Edmunds,

Evans, Flood, Franklin, Garrison, Gatewood, Gordon, Grattan, Green, Hunter, Hunt, James, Johnson, Jones, Jordan, Lively, A. W. McDonald, Minor, Newton, Orgain, Pitman, Prince, Rowan, Rutherford, P. Saunders, Shannon, Small, Spady, Staples, Thrash, Tomlin, Tyler, Walker, West, Williams, Woodson, Wootten and Worsham—46.

Resolved, that the bill be rejected.

No. 68. A bill authorizing the auditing board to allow certain claims not already provided for by law, was taken up, on motion of Mr. BRADFORD, and read a second time.

Mr. HUNTER moved to recommit the bill to the committee on military affairs; and the question being on agreeing thereto, was put, and decided in the affirmative.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, being the special order of the day, was taken up, and postponed to, and made the order of the day for Monday the 10th of March.

A message was received from the senate by Mr. HART, who informed the house of delegates that the senate had passed a bill entitled an act to amend the 4th section of an act to incorporate the Confederate insurance company, passed 4th February 1862: in which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

The SPEAKER laid before the house a communication from the governor in regard to the execution of the acts of the 8th and 10th of February, in relation to enrolling the military forces of the commonwealth, and providing for raising Virginia's quota of the Confederate States army; which was read.

Mr. EDMUNDS moved that the communication be referred to the committee to confer with the president of the Confederate States.

Pending the consideration of which,

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that the house of delegates be requested to send to this body, to be read in secret session, the report of a committee appointed by the house to confer with the governor in regard to the manner in which he had proceeded, and what steps he had taken towards the organization of the forces provided to be raised by the act of 10th of February 1862: in which they respectfully requested the concurrence of the house of delegates.

The resolution was concurred in.

Ordered, that Mr. BARBOUR carry the report to the senate.

The motion of Mr. EDMUNDS having been withdrawn by leave of the house, the communication from the governor was laid upon the table.

The SPEAKER laid before the house a communication from the governor, enclosing two bills for the consideration of the general assembly; which was laid upon the table.

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that (with the concurrence of the house of delegates) a joint committee be appointed, consisting of five members on the part of the senate, and \_\_\_\_\_ members on the part of the house, to take into consideration the communication made by the executive this morning to the general assembly, in regard to the execution of the acts of the 8th and 10th of February 1862: in which they respectfully requested the concurrence of the house of delegates.

The blank in the resolution was filled with the word eight; and the resolution, as amended, concurred in.

Ordered, that the clerk inform the senate thereof.

The SPEAKER announced that the committee on the part of the house would consist of the committee heretofore appointed to confer with the president of the Confederate States.

On motions severally made, the communications from the governor this day received were taken up, and referred to the joint committee.

On motion of Mr. WYNNE, the rule was suspended, with a view to reconsider the vote of the house rejecting

No. 52. A senate bill entitled an act to amend an act entitled an act to incorporate the American agency, passed March 29, 1861, and the bill, on motion of Mr. SHEFFEY, laid on the table.

On motion of Mr. EVANS, the house adjourned until to-morrow, 11 o'clock.

## TUESDAY, MARCH 4, 1862.

Prayer by Rev. Mr. Solomon of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 3, 1862.

The senate have passed bills entitled:

An act to amend and re-enact an ordinance extending the jurisdiction of the county courts in certain cases, passed by the convention on the 26th day of June 1861, No. 74.

An act to incorporate the Stewartsville savings bank, No. 76.

An act to organize a regiment of pikemen for the Confederate service, No. 88.

An act to amend an act incorporating the Shenandoah cotton manufacturing company, passed December 19th, 1861, and to change its name to Cedar creek cotton manufacturing company, No. 85.

They have disagreed to the amendments proposed by the house of delegates to senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, No. 87.

And they return the report of the special committee of the house of delegates, which was communicated to the senate under a resolution of the 3rd March 1862.



In which bills they respectfully request the concurrence of the house of delegates.

No. 74. A senate bill entitled an act to amend and re-enact an ordinance extending the jurisdiction of the county courts in certain cases, passed by the convention on the 26th day of June 1861, was read a first and second times, and referred to the committee for courts of justice.

No. 76. A senate bill entitled an act to incorporate the Stewartsville savings bank, was read a first and second times, and referred to the committee on banks.

No. 88. A senate bill entitled an act to organize a regiment of pikemen for the confederate service, was read a first and second times, and on motion of Mr. ROBERTSON, laid on the table.

No. 85. A senate bill entitled an act to amend an act incorporating the Shenandoah cotton manufacturing company, passed December 19, 1861, and to change its name to "Cedar creek cotton manufacturing company," was read a first and second times, and on motion of Mr. PITMAN, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 86. A senate bill entitled an act to amend the 4th section of an act to incorporate the Confederate insurance company, passed 4th February 1862, was read a first and second times, and on motion of Mr. MINOR, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 87. A senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, with the amendments thereto, agreed to by the house and not concurred in by the senate, was taken up; and the bill and amendments laid on the table.

Mr. MONTAGUE, from the committee to examine the penitentiary, presented the following bill:

No. 142. A bill to amend and re-enact section 19 of chapter 14 of the Code of Virginia.

Mr. MONTAGUE, from the same committee, presented the following report:

An adverse report to the petition of George Taylor, asking relief as one of the securities of R. M. Nimmo, penitentiary storekeeper.

Mr. ROBERTSON, from the committee on banks, to whom had been recommitted

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar, reported the same with amendments.

Mr. ANDERSON, from the committee on military affairs, to whom had been referred

No. 132. A bill to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, reported the same with amendments.

The amendments were concurred in, and the bill as amended, read a second time, and ordered to be engrossed and read a third time.

● Mr. ANDERSON, from the same committee, to whom had been re-

ferred a communication from the governor; enclosing a communication from Major General William B. Taliaferro, reported the following resolution :

Resolved, that the message and accompanying documents be laid on the table and printed ; which was concurred in. Doc. No. 62.

A message was received from the senate by Mr. DICKENSON, who informed the house of delegates that the senate had agreed to a joint resolution authorizing the governor to tender to the congress of the Confederate States certain rooms in the state courthouse for the use of its committees, requesting the authorities of the city of Richmond and the county court of Henrico to provide accommodations for their respective circuit courts.

A message was received from the senate by Mr. LYNCH, who informed the house of delegates that the senate had passed with an amendment house bill entitled an act to incorporate the Confederate mutual life insurance company : in which amendment they request the concurrence of the house of delegates.

On motion of Mr. BUFORD,

Resolved, that the committee on finance enquire into the expediency of so amending an ordinance of the convention, passed June 26, 1861, in regard to the payment of interest on certain state securities, as to provide for excepting from the provisions of said ordinance such securities, acquired since the 26th June 1861, as have been received by loyal citizens of this state in liquidation or for safe transmission south of balances due them in northern cities.

No. 140. An engrossed bill to authorize the county court of Greenbrier county to correct the assessments of two tracts of land in said county, standing in the name of James C. Pollock, was taken up, on motion of Mr. MATHEWS, and read a third time ; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 37, noes 43 :

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baskervill, Blue, Bradford, Buford, H. N. Coleman, Collier, Crockett, Fleming, Gatewood, George, Gillespie, Gilmer, Green, James, Johnson, Kaufman, Lively, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, Newton, Pitman, Reid, Riddick, Rowan, Rutherfordord, Shannon, Sheffey, Small, Tate, Ward, Williams, J. L. Wilson and Wynne—37.

NOES—Messrs. Baker, Bass, Booten, Brooks, Cazenove, Cecil, Clarke, R. J. Davis, Dice, Dunn, Evans, Franklin, Friend, Garrison, Gordon, Grattan, Hunter, Hunt, Irby, Jones, Jordan, Kyle, Laidley, Lundy, I. E. McDonald, Montague, Orgain, Prince, Rives, Robertson, P. Saunders, Spady, Staples, Steger, Thrash, Tomlin, Tredway, Tyler, Walker, West, S. Wilson, Wootten and Worsham—43.

Resolved, that the bill be rejected.

No. 64. A senate bill entitled an act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds, was taken up, amended, and as amended, read a third time and passed—Ayes 79.

AYES—Messrs. J. T. Anderson, Baker, Baskervill, Bass, Blue, Booten, Bradford, Brooks, Buford, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Dunn, Eggleston, Evans, Fleming, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Orgain, Pitman, Prince, Reid, Riddick, Robertson, Robinson, Rowan, Rutherfordord, P. Saunders, Shannon, Sheffey, Small, Spady, Staples, Tate, Thrash, Tredway, Tyler, Vaiden, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodson, Wootten and Worsham—79.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 72. An engrossed bill authorizing the payment for clothing, &c. furnished the militia of Roanoke, was taken up and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 45, noes 34 :

**AYES**—Messrs. J. T. Anderson, Baker, Baskervill, Bass, Blue, Bradford, Buford, Carpenter, Cazenove, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Dunn, Eggleston, Fleming, Garrison, Gillespie, Gilmer, Gordon, Hunt, James, Johnson, Jordan, Kaufman, Laidley, McCamant, A. W. McDonald, McLaughlin, Montague, Pitman, Robertson, Robinson, Rowan, Sheffey, Small, Staples, Tredway, Tyler, Vaiden, Ward, Williams, & Wilson and Wootten—45.

**NOES**—Messrs. Booten, Brooks, Cecil, Collier, Flood, Franklin, Gatewood, George, Grattan, Green, Irby, Jones, Kyle, Lively, Lundy, Mathews, I. E. McDonald, Minor, Orgain, Prince, Reid, Riddick, Rives, Rutherford, P. Saunders, Shannon, Spady, Tate, Thrash, Walker, West, J. L. Wilson, Woodson and Worsham—34.

Resolved, that the bill be rejected.

The following engrossed bills were read a third time and passed:

No. 97. An engrossed bill incorporating the Dover coal mining company.

No. 40. An engrossed bill for the relief of the securities of Robert O. Doss, late sheriff of the county of Campbell—Ayes 79.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Baskervill, Bass, Blue, Booten, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Fleming, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Small, Spady, Staples, Steger, Tate, Thrash, Tredway, Vaiden, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodson, Wootten and Worsham—79.

No. 76. An engrossed bill requiring the penitentiary storekeeper to make quarterly reports to the board of directors.

No. 77. An engrossed bill to remove lunatics confined in the penitentiary to the lunatic asylums.

No. 87. An engrossed bill authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston.

No. 71. An engrossed bill to incorporate the Virginia rolling mills company—Ayes 82.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Baskervill, Bass, Blue, Booten, Bradford, Brooks, Buford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gilmer, Gordon, Grattan, Green, Hunter, Hunt, Irby, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Small, Spady, Staples, Steger, Tate, Thrash, Tomlin, Tredway, Tyler, Ward, West, Williams, S. Wilson, Woodson, Wootten, Worsham and Wynne—82.

No. 94. An engrossed bill to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank—Ayes 83.

**AYES**—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Baskervill, Bass, Blue, Booten, Bradford, Brooks, Buford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunter, Irby, Johnson, Jones, Jordan, Kyle, Laidley, Lively, Lundy, Ma-

thews, McCamant, A. W. McDonald, I. E. McDonald, Minor, Montague, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Small, Spady, Staples, Steger, Tate, Thrash, Tomlin, Tredway, Tyler, Vaiden, Ward, West, Williams, J. L. Wilson, S. Wilson, Wootten, Worsham and Wynne—E3.

No. 141. An engrossed bill to authorize the reorganization of the Culpeper minute men and the Culpeper rifles.

No. 53. An engrossed bill to provide for having an accurate list and record made of the military forces of Virginia.

Ordered, that the clerk communicate the foregoing bills to the senate, and request their concurrence.

The following engrossed bills were taken up, and on motions, laid on the table :

No. 45. An engrossed bill for the relief of the personal representative of A. J. Whitehead deceased, late sheriff of Pittsylvania county.

No. 61. A bill refunding to William M. Hume, sheriff of Fauquier county, damages paid by him as such.

No. 54. A senate bill entitled an act to protect loyal citizens whose property may be sold by officers under illegal process, was taken up, on motion of Mr. CAZENOVE, amended on his motion, and as amended read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 60. A bill to authorize the board of public works to transfer the Southwestern turnpike to the counties in which it lies, was taken up, on motion of Mr. BASS, amended on his motion, and as amended, read a second time, and ordered to be engrossed and read a third time.

Mr. EVANS submitted the following resolution; which was amended on motion of Mr. SHEFFEY, and as amended agreed to.

The resolution as amended is as follows :

Resolved, by the general assembly, that the governor of this commonwealth be and he is hereby authorized to receive a light infantry company recently organized in the county of Middlesex, into the service of the state for three years, or for the war, and to commission the officers of the same; but the governor shall not accept said company or commission its officers until he has ascertained that the county of Middlesex has already furnished the full quota of volunteers required to be furnished by said county for the confederate service, under existing laws.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. RIVES,

Resolved, that the committee on military affairs enquire into the expediency of authorizing the governor to accept volunteers by companies from any city, town or county which has furnished its full quota under the call of the confederate government for the war.

A message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the following resolutions :

1. Resolved by the general assembly, that the secretary of war of the Confederate States be respectfully requested to decline to receive any additional volunteers from the state of Virginia, either by regiments, battalions or companies, until the quota of Virginia to the confederate army, called for by the president of the Confederate States, shall be fully raised and mustered into service.

2. Resolved, that the governor be authorized and requested to send a proper number of messengers at once to procure the enrollment of the military forces provided for by the act of the 8th February 1862, and that he pay said messengers such compensation as he may deem expedient, out of the military contingent fund.

In which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. BARBOUR, the resolutions were taken up.

Pending the consideration of which,

On motion of Mr. GREEN, the house adjourned until to-morrow, 11 o'clock.

### WEDNESDAY, MARCH 5, 1862.

Prayer by Rev. Mr. Solomon of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 4, 1862.

The senate have passed bills entitled:

An act to sanction an ordinance of the state of North Carolina entitled an ordinance to incorporate the Piedmont rail road company, No. 90.

An act for the relief of E. A. W. Hore, late sheriff of Stafford county, No. 99.

In which they respectfully request the concurrence of the house of delegates.

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina entitled an ordinance to incorporate the Piedmont rail road company, was read a first and second times, and referred to the special committee on rail road connections between Virginia and North Carolina.

No. 99. A senate bill entitled an act for the relief of E. A. W. Hore, late sheriff of Stafford county, was read a first and second times, and referred to the committee on finance.

The amendment proposed by the senate to house bill entitled an act to incorporate the Confederate mutual life insurance company, was taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. FLOOD, from the committee on finance, presented the following bill:

No. 143. A bill providing for loans to supply temporary deficiencies in the treasury.

On motion of Mr. SHEFFEY,

Resolved, that the committee of roads and internal navigation enquire into the expediency of authorizing the board of public works to rebuild the bridge of the Jackson's river turnpike company over the river near Woodward's in Alleghany county.

On motion of Mr. McDONALD of Wyoming,

Resolved, that the committee on finance enquire into the expediency of reporting a bill giving a longer time, for the collection of revenue, to the sheriffs of Wyoming, Logan, Boone, and other counties occupied by federal troops.

On motion of Mr. ROWAN,

Resolved, that a committee of five be appointed by the SPEAKER to enquire into the expediency of reporting a bill amending the charter of the town of Union in the county of Monroe.

The SPEAKER announced the following committee under the resolution : Messrs. Rowan, Mathews, Jordan, James and Pitman.

On motion of Mr. FLOOD,

Resolved, that the committee on military affairs be instructed to report whether counties, which have recently furnished companies of volunteers for twelve months, and which have been mustered into service under an act of congress, will be entitled to credit for the same in furnishing their quota under the act of the 10th of February last, to raise troops to meet the requisition on Virginia by the president of the Confederate States.

The resolutions communicated from the senate on yesterday, being the unfinished business, was taken up.

The second resolution, which is as follows, was taken up and agreed to :

"Resolved, that the governor be authorized and requested to send a proper number of messengers at once to procure the enrollment of the military forces provided for by the act of 8th February 1862, and that he pay said messengers such compensation as he may deem expedient, out of the military contingent fund."

Ordered, that the clerk inform the senate thereof.

Mr. ROBERTSON moved that the house resolve itself into secret session ; and the question being on agreeing thereto, Mr. WOODSON demanded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

The question being on agreeing to the second resolution from the senate, which is as follows :

"Resolved by the general assembly, that the secretary of war of the Confederate States be respectfully requested to decline to receive any additional volunteers from the state of Virginia, either by regiments, battalions or companies, until the quota of Virginia to the confederate army, called for by the president of the Confederate States, shall be fully raised and mustered into service."

Mr. HUNTER submitted the following as a substitute therefor :

"Resolved (the senate concurring), that the special joint committee appointed to confer with the confederate executive on the subject of protecting the territory of this commonwealth, &c., be instructed, in

the first place, to inform the secretary of war that the general assembly deems it highly expedient that up to the 20th day of March 1862, the confederate authorities should receive into the service all the volunteers that may be offered, whether in newly organized companies, battalions or regiments; and that said committee be further instructed to report, as soon as practicable, a bill authorizing and directing the governor of Virginia in like manner, and up to the same period, to receive into the service of this state all such companies, battalions and regiments of volunteers that may be offered to him."

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had agreed to the joint resolution for the election of state officers on Thursday the 6th instant.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had disagreed to the amendments proposed by the house of delegates to senate bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state, No. 84; and that they had agreed to the following resolution, in which they respectfully requested the concurrence of the house of delegates:

Resolved, that a committee of conference be requested, to consider the subjects of disagreement between the two houses in relation to the bill entitled an act to authorize the governor to organize and call out certain military forces for the defence of the state.

Subsequently, the resolution was concurred in, and the SPEAKER announced the following committee on the part of the house: Messrs. Steger, Rutherford, Blue, Davis of Campbell, and Tate.

The question being on agreeing to the substitute submitted by Mr. HUNTER to the resolution of the senate, Mr. CAZENOVE demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 33, noes 46.

On motion of Mr. RIVES, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, Baskerville, Buford, Clarke, Collier, J. D. Davis, Dunn, Eggleston, Flood, Franklin, Green, Hunter, Johnson, Jones, Jordan, Lively, Lundy, Mathews, A. W. McDonald, Minor, Orguin, Pitman, Prince, Rives, Robinson, Small, Staples, Thrash, Tyler, Vaiden, J. L. Wilson, Woodhouse and Wooten—33.

NOES—Messrs. Kemper (speaker), Baker, Barbour, Bass, Bradford, Carpenter, Cazenove, Cecil, H. N. Coleman, Crockett, R. J. Davis, Dice, Edmunds, Evans, Fleming, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Hunt, Irby, Kaufman, Kyle, Laidley, McCamant, I. E. McDonald, Newton, Robertson, Rowan, Rutherford, P. Saunders, Sheffey, Steger, Tate, Tomlin, Tredway, Vermillion, Walker, West, Williams, S. Wilson and Worsham—46.

The question recurring on agreeing to the resolution, was put, and decided in the affirmative—Ayes 46, noes 36.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows:

AYES—Messrs. Kemper (speaker), Baker, Barbour, Bass, Bradford, Carpenter, Carter, Cazenove, Cecil, H. N. Coleman, Crockett, R. J. Davis, Dice, Edmunds, Evans, Fleming, Friend, Garrison, George, Gillespie, Gilmer, Gordon, Grattan, Hunter, Hunt, Kaufman, Kyle, Laidley, McCamant, I. E. McDonald, Newton, Riddick, Robertson, Rowan, Rutherford, P. Saunders, Sheffey, Steger, Tate, Tomlin, Tredway, Vermillion, Walker, West, Williams and Worsham—46.

**NOES**—Messrs. J. T. Anderson, Baskervill, Buford, Clarke, Collier, J. D. Davis, Dunn, Eggleston, Flood, Franklin, Gatewood, Green, Irby, James, Johnson, Jones, Jordan, Lively, Lundy, Mathews, A. W. McDonald, Minor, Orgain, Pitman, Prince, Rives, Robinson, Small, Staples, Tiffrash, Tyler, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Wootten—36.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. RUTHERFOORD,

Resolved, that the committee of propositions and grievances enquire into the expediency of reporting a bill to authorize the erection of a gallery in the hall now occupied by the house of representatives of the Confederate States.

On motion of Mr. JONES, the house adjourned until to-morrow, 11 o'clock.

### THURSDAY, MARCH 6, 1862.

Prayer by Rev. Mr. Walker of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 5, 1862.

The senate have passed house bill entitled:

An act incorporating the Mutual life insurance company, No. 57.

And they have agreed to the amendments proposed by the house of delegates to senate bills entitled:

An act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds, No. 64.

An act to protect loyal citizens whose property may be sold by officers under illegal process, No. 54.

Mr. ROWAN, from the special committee, presented the following bill:

No. 145. A bill amending an act passed the 29th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bills:

No. 146. A bill incorporating the Roanoke insurance company.

No. 147. A bill authorizing the erection of a gallery in the hall now occupied by the house of representatives of the Confederate States.

Mr. SHEFFEY, from the committee of roads and internal navigation, presented the following bill:

No. 148. A bill requiring the reconstruction of the bridge across Jackson's river, at Woodward's in the county of Alleghany.

Mr. JONES, from the committee on military affairs, presented the following bill:

No. 144. A bill to place certain volunteer companies, mustered into service since the 10th day of February 1862, on the same footing as companies theretofore in service, and to give counties, cities and towns furnishing the same, proper credit therefor; which was read a first time, and ordered to be read a second time.



Mr. SHEFFEY moved that the bill be again read this day. Pending the consideration of which, the bill was laid on the table and ordered to be printed.

Mr. GRATTAN submitted the following preamble and resolution; which was laid on the table and ordered to be printed:

Whereas the government of the United States is prosecuting a war against us, with intent to subjugate us: And whereas the intention of the United States is to seize, for the purpose of exportation, or for its own use, our property: And whereas certain staples (cotton and tobacco) are the main articles of our export, and the objects of that depredation, and the levers that move the commerce of the world: And whereas it would prejudice our interests at home and abroad to allow the United States to possess themselves of any amount of said staples: And whereas the destruction of any part of said staples will enhance the value of that part remaining: Therefore, as the only means to prevent the evils which will occur from the possession of large amounts of said staples by our enemy,

1. Be it resolved, that in the opinion of this general assembly, it is the duty and policy of the government of the Confederate States to possess itself, by purchase, at a reasonable charge, of the whole of these staples within our borders, to the end that so much thereof may be destroyed as may be likely to fall into the hands of the enemy.

2. Resolved, that our senators be instructed and our representatives be requested to use their best endeavors to bring about such a result.

Mr. DUNN submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that this house (the senate concurring) will adjourn on Monday, March 17th, sine die.

Mr. JORDAN submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly, that the governor be authorized to accept the services of all volunteer companies organized on or before the 5th day of the present month.

On motion of Mr. CROCKETT,

Resolved, that the committee of roads and internal navigation be instructed to enquire into the expediency of increasing the capital stock of the Wytheville and Grayson turnpike company.

Mr. ANDERSON of Botetourt laid before the house a letter from Brigadier General George W. Randolph, in relation to the exemption law of the present session of the general assembly, addressed to the governor of the commonwealth.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the letter of General Randolph to the governor of this commonwealth be referred to the committee on military affairs, with instructions to examine the act entitled an act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from military duties, and providing the

mode of exemption, and report (if any) such amendment as may be necessary to prevent abuses of said act.

The joint order, which had for its object the election of state officers, was taken up and read.

On motion of Mr. TOMLIN,

Resolved (the senate concurring), that the joint order, which has for its object the election of state officers, be postponed until Thursday the 20th inst.

Ordered, that Mr. TOMLIN carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. DOUGLAS, who informed the house of delegates that the senate had agreed to the resolution.

No. 132. An engrossed bill to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made to that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, was read a third time and passed—Ayes 86.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Bass, Blue, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunter, Hunt, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, Sheffield, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Tredway, Tyler, Vaiden, Walker, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wooten and Worsham—86.

Ordered, that Mr. ANDERSON carry the same to the senate, and request their concurrence.

No. 60. A bill to authorize the board of public works to transfer the Southwestern turnpike to the counties in which it lies, was taken up, and on motion, laid on the table.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 46. A bill declaring a portion of South Anna river in the county of Hanover a lawful fence.

No. 47. A bill declaring a portion of New river a lawful fence.

No. 54. A bill to prohibit the emancipation of slaves by will.

No. 62. A bill incorporating the Savings bank for small earnings, of the city of Richmond.

No. 65. A bill to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital.

No. 74. A bill providing for the collection of arrears of taxes.

No. 84. A bill for the relief of William T. Fitchett, commonwealth's attorney for the county of Northampton.

No. 85. A bill for the relief of Thomas McCormick.

No. 86. A bill for the relief of John S. Rady, page of the house of delegates at the session of 1847-48.

No. 92. A bill imposing a tax on dogs in the county of Alleghany.

No. 96. A bill to reorganize the 17th and 28th brigades Virginia militia.

No. 99. A bill for the relief of Joel D. Ashberry, Wescon Lewis and others, being the officers and crew of the York Spit light vessel.

No. 108. A bill to authorize the sale of the stock held by the state in turnpike and plank road companies.

No. 110. A bill to amend and re-enact the 8th section of chapter 151 of the Code of Virginia, so as to provide an indemnity to officers levying attachments.

No. 111. A bill extending the time for sheriffs and other collectors to distress for taxes and arrears of taxes.

No. 112. A bill to amend the second section of the act incorporating the Thornrose cemetery at Staunton.

No. 113. A bill to compensate Samuel S. Bryant for certain services as prosecutor in the hustings court of Danville.

No. 114. A bill for the relief of Robertson Cooke.

No. 117. A bill to pay to George Cooper a certain sum of money for services as clerk of the 115th regiment of militia.

No. 119. A bill releasing a lien to the Richmond and Petersburg rail road company.

No. 124. A bill compensating R. H. Phillips for private property taken possession of for the use of the state.

No. 125. A bill directing the board of public works to complete the Morgan and Frederick turnpike.

No. 126. A bill concerning the sinking fund.

No. 127. A bill for the relief of Wilson Hix, sheriff of Appomattox county.

No. 128. A bill for the relief of James Reid.

No. 129. A bill for the relief of Archibald M. Drew.

No. 130. A bill to pay to John Kelley, surviving partner of Kelley & Larguey, the amount of a judgment of the circuit court of the city of Richmond against the board of public works.

No. 131. A bill legalizing the manufacture of alcohol.

No. 132. A bill to amend an act entitled an act to prevent free negroes and slaves from owning dogs in the counties of Essex, King & Queen, James City and New Kent, passed March 29th, 1858.

The following bills were read a second time, and on motions severally made, laid on the table:

No. 56. A bill to regulate proceedings under the second section of ordinance No. 70, entitled an ordinance to prohibit citizens of Virginia from holding office under the United States government, passed by the convention of Virginia on the 27th day of June 1861.

No. 81. A bill prescribing penalties against illegal assessments and collection of taxes.

No. 98. A bill confiscating lands of citizens of the United States lying west of the Alleghany mountains, and when said lands are claimed by loyal citizens under grant from the commonwealth, to transfer the same to them.

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar.

No. 115. A bill to authorize field artillery to be made and small arms purchased for the state.

No. 133. A bill to release certain corporations and persons from forfeitures and penalties incurred by issuing notes as currency contrary to law.

No. 135. A bill to impose penalties on certain misdemeanors.

No. 136. A bill to provide for securing the attendance of members of the general assembly on the sessions of the respective houses, was taken up and read a second time.

Mr. CAZENOVE submitted an amendment to the bill. Pending the consideration of which,

Mr. RIVES moved that the bill and amendment be laid on the table; and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. TOMLIN, the vote was recorded as follows:

**AYES**—Messrs. Kemper (speaker), Barbour, Bass, Blue, Bouldin, Bradford, Carpenter, Carter, Cecil, H. N. Coleman, Collier, Crockett, Custis, Daniel, J. D. Davis, Dice, Dunn, Edmunds, Garrison, Gatewood, Gordon, Grattan, Green, Hunter, Jones, Jordan, Laidley, Lively, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robinson, Rowan, Rutherford, Small, Spady, Steger, Tate, Tredway, Tyler, J. L. Wilson, S. Wilson, Woodhouse and Wooten—55.

**NOES**—Messrs. J. T. Anderson, Baker, Booten, Buford, Cazenove, Clarke, Eggleston, Evans, Fleming, Flood, Franklin, Friend, George, Gillespie, Gilmer, Hunt, James, Johnson, Kaufman, Kyle, Lundy, I. E. McDonald, Robertson, Sheffey, Staples, Taylor, Thrash, Tomlin, Vaiden, Walker, Williams, Woodson, Worsham and Wynne—34.

The following bills were read a first time, and ordered to be read a second time:

No. 137. A bill to incorporate the Hillsville military academy in the county of Carroll.

No. 138. A bill amending and re-enacting section 17 of chapter 64 of the Code of Virginia.

No. 139. A bill changing the names of the counties of Buchanan and Scott.

No. 142. A bill to amend and re-enact section 19 of chapter 14 of the Code of Virginia.

No. 143. A bill providing for loans to supply temporary deficiencies in the treasury.

No. 145. A bill amending an act passed the 29th of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe.

No. 146. A bill incorporating the Roanoke insurance company.

No. 147. A bill authorizing the erection of a gallery in the hall now occupied by the house of representatives of the Confederate States.

No. 148. A bill requiring the reconstruction of the bridge across Jackson's river, at Woodward's in the county of Alleghany.

The following bills were read a second time, and on motion of Mr. GRATTAN, recommitted to the committee on banks:

No. 122. A bill amending the charter of the Culpeper savings bank.

No. 123. A bill to incorporate the Bank of Page.

On motion of Mr. CUSTIS,

Resolved, that the committee of privileges and elections enquire into the expediency of allowing the citizens of that part of York county near the city of Williamsburg, to hold precinct elections for said county in the courthouse of James City county, located in the city of Williamsburg, with the consent of the county court of James City and the hustings court of Williamsburg.

Mr. WOODSON submitted the following resolution:

Resolved, that the committee on military affairs be instructed to enquire into the expediency of exempting from military duty and from draft all persons who have furnished substitutes, either in the state or confederate service, who are not liable to military duty under the laws of this state: also into the expediency of exempting one miller and blacksmith in each neighborhood.

Mr. BASS moved to amend, by inserting after the word "neighborhood" "one founder."

Mr. NEWTON moved that the resolution and amendment be indefinitely postponed; and the question being on agreeing thereto, Mr. MALLORY demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. STÉGER, from the committee of conference, to whom had been referred the matters of disagreement between the two houses in relation to senate bill entitled

No. 84. An act to authorize the governor to organize and call out certain military forces for the defence of the state, presented the following report:

The committee of conference of the two houses, to whom was referred senate bill entitled an act to authorize the governor to call out certain military forces for the defence of the state, and the pending amendments thereto, proposed by the house of delegates, recommend that the house amendments to the 1st section be agreed to, and that house amendment to the 3d section be amended as follows: 8th line, strike out "existing," and insert the word "old;" and strike out the words "of the militia respectively;" 13th line, after the word "county," insert "or corporation;" and that the amendment so amended be concurred in; and that the house recede from its last amendment: and the committee recommend that both houses agree to the following as an additional amendment: 2d section, 11th line, strike out the word "counties."

The question being on agreeing to the report of the committee, Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 11 o'clock.

FRIDAY, MARCH 7, 1862.

Prayer by Rev. Mr. Walker of the Baptist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 7, 1862.

The senate have passed house bills entitled :

An act refunding to the securities of Thomas K. Davis, late sheriff of Prince William county, damages paid by them as such, No. 42.

An act to incorporate the West fork iron manufactory in Floyd county, No. 91.

They have passed with amendments house bills entitled :

An act authorizing Maryland volunteers who re-enlist in the troops of Virginia, to be transferred to Maryland regiments, No. 103.

An act to amend an act entitled an act amending the charter of the town of Danville, passed March 4th, 1854, and incorporating into one the subsequent acts amendatory thereof, No. 68.

And they have passed bills entitled :

An act to prevent certain violations of the Sabbath, No. 53.

An act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being the first section of an act entitled an act to prevent the circulation of small notes, passed March 3d, 1854, No. 89.

An act to organize a military contingent fund, No. 92.

An act for the relief of Robert Shield, late sheriff of the county of York, No. 93.

An act to release the sureties of Robert Chambers, late sheriff of Boone county, No. 94.

In which amendments and bills they respectfully request the concurrence of the house of delegates.

No. 53. A senate bill entitled an act to prevent certain violations of the Sabbath, was read a first and second times, and referred to the committee for courts of justice.

No. 89. A senate bill entitled an act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being the first section of an act entitled an act to prevent the circulation of small notes, passed March 3d, 1862, was read a first and second times, and referred to the committee on banks.

No. 92. A senate bill entitled an act to organize the military contingent fund.

No. 93. A senate bill entitled an act for the relief of Robert Shield, late sheriff of the county of York ; and

No. 94. A senate bill to release the sureties of Robert Chambers, late sheriff of Boone county, were read a first and second times, and referred to the committee on finance.

The amendment proposed by the senate to house bill entitled an act authorizing Maryland volunteers, who re-enlist in the troops of Virginia, to be transferred to Maryland regiments, was concurred in.

The amendments proposed by the senate to house bill entitled an act to amend an act entitled an act amending the charter of the town

of Danville, passed March 4, 1854, and incorporating into one the subsequent acts amendatory thereof, were concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. BASS, from the committee of claims, to whom had been referred a resolution enquiring into expediency of allowing William H. Hooke of Augusta county a license tax paid by him, submitted a report asking that the committee be discharged from the consideration thereof, and that the same be referred to the committee on finance.

Mr. BASS, from the same committee, to whom had been referred a resolution enquiring into the expediency of refunding a license tax to William T. Meador of Mercer county, submitted a report, asking that the committee be discharged from the further consideration thereof, and that the same be referred to the committee on finance.

Mr. BASS, from the same committee, to whom had been referred a resolution enquiring into the expediency of allowing Hopkins & Witt, a firm of merchants at Howardsville in Albemarle, compensation for articles furnished Capt. Hopkins' company, submitted a report, asking to be discharged from the consideration of the subject, and that the same be referred to the committee on military affairs.

The several reports were concurred in.

Mr. NEWTON, from the committee on finance, to whom had been referred

No. 99. A senate bill entitled an act for the relief of E. A. W. Hore, late sheriff of Stafford county, reported the same without amendment.

Mr. NEWTON, from the same committee, presented the following bill:

No. 148. A bill for the relief of the securities of John C. Harrison, late sheriff of Tazewell county.

Mr. NEWTON, from the same committee, presented an adverse report to the petition of Hall and Johnson, praying reimbursement of expenses incurred in ascertaining damage by fire at Dibrell's warehouse.

Mr. SHEFFEY, from the committee on military affairs, presented the following bill:

No. 149. A bill to declare the powers of boards of exemption, and to impose penalties on members of such boards for usurping powers not conferred on them; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. ANDERSON, from the same committee, presented the following bill:

No. 150. A bill to authorize the governor to receive volunteer companies in certain cases.

On motion of Mr. GORDON,

Resolved, that the committee of propositions and grievances enquire into the expediency of incorporating the Fredericksburg insurance company.

A resolution heretofore submitted by Mr. RIVES, was, on his motion, taken up, amended, and as amended agreed to.

The resolution is as follows :

Resolved, that a joint committee, consisting of three members on the part of the house, and two on the part of the senate, be appointed to visit the Eastern lunatic asylum, and report to the general assembly the condition of the institution.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

Mr. WOODSON submitted the following resolution :

Resolved by the general assembly of Virginia, that the true construction of the term "sheriff," in the 11th line of the act passed February 18th, 1862, in regard to persons exempt from military duty, is to exempt from military duty, not only the high sheriff of each county, but all deputies actually and necessarily employed as such—the necessity to be judged of by the board of exemptions prescribed by said act.

And the question being on agreeing thereto, Mr. NEWTON moved the indefinite postponement of the resolution; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. WOODSON submitted the following resolution :

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of so amending the Code of Virginia as more effectually to provide against extortion by tavern keepers.

And the question being on agreeing thereto, was put, and decided in the negative.

Mr. GRATTAN moved to take up the resolutions submitted by him on yesterday, in reference to the destruction of the staples of the country; and the question being on agreeing thereto, was put, and decided in the negative.

No. 45. An engrossed bill for the relief of the personal representative of A. J. Whitehead deceased, late sheriff of Pittsylvania county, was taken up, on motion of Mr. GILMER, read a third time and passed—Ayes 85.

AYES—Messrs. Kemper (speaker), Baker, Barbour, Baskerville, Bass, Blue, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Custis, Dabney, Daniel, R. J. Davis, Dice, Dunn, Evans, Fleming, Fletcher, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunter, Hunt, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, R. E. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, R. C. Saunders, Shaffer, Small, Sparrard, Spady, Staples, Steger, Tate, Taylor, Thrash, Tredway, Tyler, Vaiden, Walker, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Wooten, Worsham and Wynne—85.

No. 44. An engrossed bill for the relief of Coalman D. Bennett, executor of Howard Craft deceased, of Pittsylvania county, was taken up, on motion of Mr. BUFORD, read a third time and passed—Ayes 79.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Baskerville, Bass, Blue, Booten, Bouldin, Bradford, Buford, Carpenter, Carter, Cazenove, Cecil, Clarke, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Fleming, Fletcher, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hunter, Hunt, Johnson, Jordan, Kaufman, Kyle, Lively, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, R. E. Nelson, Newton, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, Rutherford, R. C. Saunders,



Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Tredway, Walker, West, Williams, S. Wilson, Woodhouse, Wootten and Wynne—79.

Ordered, that the clerk communicate the bills to the senate, and request their concurrence.

No. 24. An engrossed bill appropriating money to finish and repair the road from Tazewell courthouse to Chapmansville in Logan county, was taken up, on motion of Mr. GEORGE.

Mr. GEORGE submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time.

The question being—Shall the bill pass? the roll was called, with the following result—Ayes 67, noes 26.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Barbour, Baskervill, Bass, Blue, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Dunn, Eggleston, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Green, Hunter, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Mathews, McCarnant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, R. E. Nelson, Newton, Orgain, Payne, Pitman, Rives, Robertson, Robinson, Rowan, Sheffey, Small, Sherrard, Steger, Taylor, Thrash, Tredway, Tyler, Walker, S. Wilson, Woodhouse, Wootten and Wynne—67.

NOES—Messrs. Booten, Bouldin, Carter, Evans, Fleming, Fletcher, Grattan, Hunt, Lundy, Mallory, Reid, Riddick, Rutherford, R. C. Saunders, Spady, Staples, Tate, Tomlin, Vaiden, West, Williams, J. L. Wilson, Woodson and Worsham—26.

Seventy-seven members not having voted in the affirmative,  
Resolved, that the bill be rejected.

On motion of Mr. REID, the rule was suspended, with a view to reconsider the vote by which the bill was rejected, and the bill laid on the table.

No. 150. A bill to authorize the governor to receive volunteer companies in certain cases, was taken up, on motion of Mr. ANDERSON of Botetourt, read a first time, and ordered to be read a second time; and on his further motion, two-thirds concurring, was read a second time.

Mr. GREEN moved to amend the bill, by inserting in the 1st section, after the word "companies," the following: "from any city, town or county in which, by reason of the occupation of the public enemy, drafts cannot now be made; in pursuance of existing laws and;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. HUNTER moved to amend the bill, by inserting the following as an independent section:

"The volunteers received under this act shall be at once transferred to the service of the Confederate States, and shall be considered as constituting part of the quota required of this state."

And the question being on agreeing thereto, Mr. MINOR moved that the bill and pending amendment be laid on the table.

Mr. MINOR submitted the following resolutions:

Resolved, that the house of delegates have learned with deep sensibility of the death of MERIWETHER LEWIS ANDERSON, a delegate from the county of Albemarle.

Resolved, that this body tender to the bereaved family of the deceased their sympathy at this afflicting dispensation.

Resolved, that the members and officers of the house will wear

the usual badge of mourning until the close of the present session, in testimony of their respect for the deceased.

Resolved, that a copy of the foregoing resolutions be forwarded to the family of the deceased.

Resolved, as a further mark of respect, that this house will now adjourn.

Ordered, that Mr. MINOR inform the senate of the passage of the foregoing resolutions.

And thereupon, the house adjourned until to-morrow, 11 o'clock.

... SATURDAY, MARCH 8, 1862.

Prayer by Rev. Mr. Walker of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 7, 1862.

The senate have passed bills entitled:

An act authorizing the purchase for the state of certain lots in Hollywood cemetery, No. 72.

An act for the relief of John W. Vaughan and others, No. 41.

They have receded from their disagreement to the amendments proposed by the house of delegates to senate bill entitled:

An act to authorize the governor to organize and call out certain military forces for the defence of the state, No. 84; and have agreed to the amendments proposed thereto by the committee of conference.

And they have agreed to a resolution concerning the compensation of members and officers of the congress of the Confederate States.

In which bills and resolution they respectfully request the concurrence of the house of delegates.

No. 72. A senate bill entitled an act authorizing the purchase for the state of certain lots in Hollywood cemetery, was read a first and second times, and on motion laid on the table.

No. 41. A senate bill entitled an act for the relief of John W. Vaughan and others, was read a first and second times, and on motion laid on the table.

A joint resolution from the senate concerning the compensation of members and officers of the congress of the Confederate States, was read, and on motion of Mr. JONES, laid on the table.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred the following senate bills, reported the same with amendments:

No. 60. A senate bill entitled an act to authorize the use of the jails and poorhouses of the state by the Confederate States for the safe keeping of free negroes arrested by military authority.

No. 68. A senate bill entitled an act to extend the time for the exercise of certain civil rights and remedies.

No. 53. A senate bill entitled an act to prevent certain violations of the Sabbath.

Mr. RUTHERFORD, from the same committee, to whom had been referred the following senate bills, reported the same without amendment:

No. 74. A senate bill entitled an act to amend and re-enact an ordinance extending the jurisdiction of the county courts in certain cases, passed by the convention on the 26th of June 1862.

No. 37. A senate bill entitled an act to take the sense of the people on certain ordinances of the convention which assembled in the capitol in the city of Richmond on the 13th day of February 1861, with a recommendation that it do not pass.

Mr. SHELLEY, from the committee of roads and internal navigation, presented the following bill:

No. 151. A bill for an increase of the capital stock of the Wytheville and Grayson turnpike; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. BLUE, from the committee of privileges and elections, presented the following bill:

No. 152. A bill conferring the privilege upon the citizens of York county to hold precinct elections in the courthouse of James City.

Mr. ANDERSON, from the committee on military affairs, to whom had been referred

No. 59. A senate bill entitled an act for the relief of the indigent soldiers who have been or may be disabled in the military service of the state, and the widows and minor children of soldiers who have died or may hereafter die in the service, reported the same without amendment.

Mr. ROBERTSON, from the committee on banks, to whom had been recommended the following bills, reported the same with a recommendation that they do not pass.

No. 122. A bill amending the charter of the Culpeper savings bank.

No. 123. A bill to incorporate the Bank of Page.

Mr. ROBERTSON, from the same committee, to whom had been referred

No. 76. A senate bill entitled an act to incorporate the Stanardsville savings bank; which, on his motion, was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. MINOR,

Resolved, that the SPEAKER of this house be authorized to issue a writ of election to supply the vacancy in the house of delegates occasioned by the death of M. L. ANDERSON, late a delegate from the county of Albemarle.

On motion of Mr. MINOR,

Resolved, that the clerk of the house be authorized to pay to the personal representative of M. L. Anderson deceased, the mileage and per diem pay due to said M. L. Anderson for the present session.

On motion of Mr. COLLIER,

Resolved, that the SPEAKER of the house of delegates cause to be

made a correct roll of the members of this house and its officers, and their respective counties, cities and towns, and furnish the same to the secretary of war of the Confederate States, with a request that he cause to be furnished for the use of said members and officers, passports as required by martial law now in force in this city.

Mr. DABNEY presented the petition of citizens of the county of Cumberland, praying for the exemption of W. T. Darford, a miller in said county; which was ordered to be referred to the committee on military affairs.

The following bills were taken up, on motions of Mr. ROBERTSON, severally made, and postponed to and made the orders of the day for Tuesday next, at 12 o'clock.

No. 106. A bill to amend and re-enact an act entitled an act to authorize the banks of this commonwealth to issue notes of the denomination of one and two dollars, passed January 24, 1862.

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar.

No. 133. A bill to release certain corporations and persons from forfeitures and penalties incurred by issuing notes as a currency contrary to law.

On motion of Mr. McCAMANT,

Resolved, that the committee on military affairs enquire whether any, and if any, what further legislation may be necessary to carry into effect the act providing for the collection of the arms of the state and Confederate States.

On motion of Mr. BRADFORD,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill authorizing the paymaster general to pay Major William H. Hardesty, of 122d regiment Virginia militia, for services rendered as an officer of said rank, when said regiment was called into service 3d July 1861, by order of General J. E. Johnston.

No. 149. A bill to declare the powers of the board of exemption, and to impose penalties on members of such boards for usurping powers not conferred on them, was taken up, on motion of Mr. SHEFFEY, amended, and as amended, read a second time, and ordered to be engrossed and read a third time; and subsequently being engrossed, was read a third time and passed.

Ordered, that Mr. SHEFFEY carry the same to the senate, and request their concurrence therein.

No. 144. A bill to place certain volunteer companies, mustered into service since the 10th day of February 1862, on the same footing as companies theretofore in service, and to give counties, cities and towns furnishing the same, credit therefor, was taken up, on motion of Mr. FLOOD.

Mr. SHEFFEY submitted the following resolution:

That the bill be committed to the committee on military affairs, with instructions to ascertain and report to this house the number of companies from this state which have been mustered into the service of the Confederate States since the 10th February 1862, and when

they were so mustered in, for what terms of service, and by what authority.

And the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. ANDERSON of Botetourt,

Resolved by the general assembly, that the adjutant general be authorized to employ any number of clerks, temporarily, as may be necessary to prepare the returns of the enrollment of the militia and the reports from the camps of the volunteers in service, to provide for a draft of the militia at the earliest possible day.

Ordered, that Mr. ANDERSON carry the same to the senate, and request their concurrence.

No. 68. A bill authorizing the auditing board to allow certain claims not already provided by law, was taken up, on motion of Mr. HUNTER.

Mr. CAZENOVE moved that the bill be laid on the table; and the question being on agreeing thereto, Mr. BASS demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

A message was received from the senate by Mr. CHRISTIAN, who informed the house of delegates that the senate had agreed to a joint resolution for the appointment of a committee to visit the Eastern lunatic asylum, and to a joint resolution for the appointment of temporary clerks in the adjutant general's office.

No. 41. A senate bill entitled an act for the relief of John W. Vaughan and others, was taken up, on motion of Mr. CUSTIS.

Mr. RIVES moved an amendment thereto. Pending the consideration of which, the bill and amendment were referred to the committee on finance.

No. 150. A bill to authorize the governor to receive volunteer companies in certain cases, with the pending amendment thereto, was taken up, on motion of Mr. HUNTER.

Mr. SHEFFEY moved the indefinite postponement of the bill and amendment; and the question being on agreeing thereto, Mr. HUNTER demanded the ayes and noes; which was seconded by the number required under the rule.

The roll was then called, with the following result—Ayes 33, noes 40:

AYES—Messrs. Kemper (speaker), Bass, Bouldin, Bradford, Crockett, Custis, Dunn, Fleming, Friend, Garrison, George, Gillespie, Gilmer, Laidley, McCamant, R. E. Nelson, Newton, Payne, Reid, Robertson, Rutheroord, R. C. Saunders, Sheffey, Spady, Staples, Steger, Tate, Tomlin, Walker, Williams, S. Wilson, Woodhouse and Woodson—33.

NOES—Messrs. J. T. Anderson, Baskervill, Buford, Carpenter, Cazenove, Clarke, Dabney, J. D. Davis, Dice, Eggleston, Evans, Fletcher, Flood, Franklin, Gatewood, Green, Hunter, Hunt, James, Johnson, Jones, Kaufman, Kyle, Lively, Lundy, Mallory, Mathews, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Pitman, Rives, Rowan, Sherrard, Thrash, Vaiden, J. L. Wilson and Worsham—40.

It appearing that no quorum voted, Mr. GREEN demanded a call of the house; and the question being on agreeing thereto, was put, and decided in the affirmative.

The roll was then called the first and second times, and the names of the following members noted as absent:

Messrs. F. T. Anderson, Baker, Barbour, Bayse, Booten, Brooks, Burks, Carter, Cecil, J. J. Coleman, H. N. Coleman, Collier, Daniel, R. J. Davis, Edmunds, Eggleston, Ewing, Forbes, Gordon, Harrison, Hopkins, Irby, Jordan, Lockridge, Lynn, McGruder, Montague, Murdaugh, W. G. T. Nelson, Newton, Noland, Orgain, Prince, Richardson, Riddick, Robinson, P. Saunders, Shannon, Small, Taylor, Thomas, Tredway, Tyler, Vermillion, Ward, West, Woolfolk, Wootten and Wynne.

Mr. ROBERTSON moved that further proceedings under the call be dispensed with; and the question being on agreeing thereto, Mr. BLUE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. WILSON of Isle of Wight, the house adjourned until Monday, 11 o'clock.

### MONDAY, MARCH 10, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 8, 1862.

The senate have agreed to the joint resolution authorizing the governor to accept a light infantry company from Middlesex county.

And they have agreed to the amendments proposed by the house of delegates to senate bill entitled:

An act to amend section 28 of chapter 52 of the Code of Virginia (edition of 1860), No. 39.

The committee on enrolled bills having examined sundry such bills and found them correctly enrolled, they have been signed by the president of the senate, and are herewith communicated for further signature.

Mr. NEWTON, from the committee on finance, to whom had been referred the following senate bills, reported the same, as follows:

No. 92. A senate bill entitled an act to organize a military contingent fund (without amendment).

No. 41. A senate bill entitled an act for the relief of John W. Vaughan and others (with amendments).

No. 93. A senate bill entitled an act for the relief of Robert Shield, late sheriff of the county of York (with a recommendation that it do not pass).

No. 43. A senate bill entitled an act to refund license taxes to volunteers in the military service, and other persons (with a recommendation that it do not pass).

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill:

No. 153. A bill to incorporate the York river navigation company.

No. 56. A bill to regulate proceedings under the second section of ordinance No. 70, entitled an ordinance to prohibit citizens of Virginia from holding office under the United States government, passed by the convention of Virginia on the 27th day of June 1861, was taken

up, on motion of Mr. SHEFFEY, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 81. A bill prescribing penalties against illegal assessment and collection of taxes, was taken up on motion of Mr. SHEFFEY, read a second time, and ordered to be engrossed and read a third time.

No. 104. A bill appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county to the Salt works in Braxton county, was taken up, on motion of Mr. SHEFFEY, amended, and as amended read a second time, and ordered to be engrossed and read a third time.

The following bills were read a second time, and ordered to be engrossed and read a third time:

No. 137. A bill to incorporate the Hillsville military academy in the county of Carroll.

No. 138. A bill amending and re-enacting section 17 of chapter 64 of the Code of Virginia.

No. 142. A bill to amend and re-enact section 19 of chapter 14 of the Code of Virginia.

No. 143. A bill providing for loans to supply temporary deficiencies in the treasury.

No. 145. A bill amending an act passed the 29th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe.

No. 146. A bill incorporating the Roanoke insurance company.

No. 147. A bill authorizing the erection of a gallery in the hall now occupied by the house of representatives of the Confederate States.

No. 148. A bill requiring the reconstruction of the bridge across Jackson's river at Woodward's in the county of Alleghany.

The following bills were read a second time, and on motions of Mr. GRATTAN, severally made, indefinitely postponed:

No. 122. A bill amending the charter of the Culpeper savings bank.

No. 123. A bill to incorporate the Bank of Page.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled, an ordinance to provide against the sacrifice of property and to suspend proceedings in certain cases, passed on the 30th of April 1861, by the convention of Virginia, being the special order of the day, was taken up and postponed to and made the order of the day for Thursday next, at 12 o'clock.

No. 139. A bill changing the names of the counties of Buchanan and Scott, was taken up, and on motion laid on the table.

The following bills were read a first time, and ordered to be read a second time:

No. 148. A bill for the relief of the securities of John C. Harrison, late sheriff of Tazewell county.

No. 152. A bill conferring the privilege upon the citizens of York county to hold precinct elections in the courthouse of James City.

No. 153. A bill to incorporate the York river navigation company.

No. 53. A senate bill entitled an act to prevent certain violations of the Sabbath, was taken up, amended, and as amended, read a third time and passed—Ayes 57, noes 28:

On motion of Mr. ROBERTSON, the vote was recorded as follows:

AYES—Messrs. Kentner (speaker), J. T. Anderson, Baker, Bass, Blue, Bouldin, Carter, Cazenove, Clarke, Collier, Crockett, J. D. Davis, Dice, Dunn, Eggleston, Evans, Fleming, Flood, Franklin, Gatewood, George, Harrison, Hunt, Irby, Jordan, Kaufman, Laidley, Lively, Lundy, Mallory, Mathews, I. E. McDonald, McLaughlin, R. E. Nelson, Newton, Orgain, Pitman, Reid, Rowan, Rutherford, R. C. Saunders, Sheffey, Small, Spady, Staples, Steger, Tate, Vermillion, Walker, Ward, S. Wilson, Woodhouse, Woolfolk, Wootten, Worsham, Wright and Wynne—57.

NOES—Messrs. Bradford, Carpenter, Dabney, Fletcher, Garrison, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, James, Johnson, Jones, Kyle, McCamant, A. W. McDonald, McKinney, Minor, Payne, Rives, Robertson, Robinson, Thrash, Tyler, West, Williams and J. L. Wilson—28.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 60. A senate bill entitled an act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority, was read a second time, amended, and as amended, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The following senate bills were read a third time and passed:

No. 59. A senate bill entitled an act for the relief of the indigent soldiers who have been or may be disabled in the military service of the state, and the widows or minor children of soldiers who have died or may hereafter die in the service.

No. 74. A senate bill entitled an act to amend and re-enact an ordinance extending the jurisdiction of the county courts in certain cases, passed by the convention on the 26th day of June 1861.

The following senate bills were read a third time, and on motions severally made, laid on the table:

No. 99. A senate bill entitled an act for the relief of E. A. W. Hore, late sheriff of Stafford county.

No. 43. A senate bill entitled an act to refund license taxes to volunteers in the military service, and to other persons.

No. 92. A senate bill entitled an act to organize a military contingent fund.

No. 41. A senate bill entitled an act for the relief of John W. Vaughan and others (amended).

No. 93. A senate bill entitled an act for the relief of Robert Shield, late sheriff of the county of York.

The following senate bill was read a third time, and on motion of Mr. RUTHERFOORD, indefinitely postponed:

No. 37. A senate bill entitled an act to take the sense of the people on certain ordinances of the convention which assembled at the capitol in the city of Richmond on the 13th day of February 1861.

The following engrossed bills were read a third time, and on motions severally made, laid on the table:

No. 46. An engrossed bill declaring a portion of South Anna river in the county of Hanover a lawful fence.



No. 65. An engrossed bill to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital.

No. 74. An engrossed bill providing for the collection of the arrears of taxes.

The following bills were read a third time and passed :

No. 47. An engrossed bill declaring a portion of New river a lawful fence.

No. 54. An engrossed bill to prohibit the emancipation of slaves by will.

No. 62. An engrossed bill incorporating the Savings bank for small earnings of the city of Richmond.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The SPEAKER laid before the house a communication from the governor, enclosing a communication from Col. A. C. Bailey; which were read, and on motion, referred to the committee on military affairs.

The SPEAKER announced the following committee, on the part of the house to visit the Eastern lunatic asylum: Messrs. Custis, Crockett and Tate.

On motion of Mr. WARD, the house adjourned until to-morrow, 11 o'clock.

## TUESDAY, MARCH 11, 1862.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 10, 1862.

The senate have passed a bill entitled :

An act to amend the first, seventh and twelfth sections of an act entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States, passed February 10, 1862, No. 105.

In which they respectfully request the concurrence of the house of delegates.

No. 105. A senate bill entitled an act to amend the first, seventh and twelfth sections of an act entitled an act to raise troops to meet the requisition on Virginia of the president of the Confederate States, passed February 10, 1862, was read a first and second times, and referred to the committee on military affairs.

Mr. ORGAIN, from the committee on agriculture and manufactures, to whom had been referred

No. 25. A senate bill entitled an act to provide temporary warehouses for tobacco, reported the same, with a substitute therefor, by way of amendment. The bill was laid on the table, and the substitute ordered to be printed.

Mr. ORGAIN, from the same committee, to whom had been referred

No. 73. A senate bill entitled an act to incorporate the Preston coal, oil and iron company, reported the same without amendment. Subsequently, the bill was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

Mr. JONES, from the committee on military affairs, presented the following bill:

No. 154. A bill for the relief of Major R. S. Billups.

Mr. JONES, from the same committee, presented an adverse report to the petition of citizens of Cumberland county; asking the exemption from military service of William T. Dunford, a miller in said county.

Mr. RUTHERFOORD, from the committee for courts of justice, presented a report construing, under existing circumstances, the 2d, 8th and 26th sections of the 4th article of the constitution; which was laid on the table, and ordered to be printed. Doc. No. 64.

Mr. HARRISON submitted the following resolution; which being objected to, was laid over under the rule:

Resolved (the senate concurring), that the general assembly of Virginia will adjourn sine die on Saturday the 15th of the present month.

On motion of Mr. MALLORY, the following resolution, heretofore submitted, was taken up:

"Resolved (the senate concurring), that this house will, when it adjourns on Monday the 17th, adjourn sine die."

The resolution was amended, by striking out the "17th," and inserting the "20th;" and as amended, was laid on the table.

On motion of Mr. CROCKETT,

Resolved, that the committee of roads and internal navigation enquire into the expediency of authorizing the board of public works to construct a road leading from Marion in the county of Smyth, to the furnace of Thomas & Hurst in said county.

On motion of Mr. MATHEWS,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of establishing a tribunal in the town of Lewisburg, Greenbrier county, for the purpose of trying traitors and other disloyal persons who may be captured or arrested by the military authority.

On motion of Mr. GEORGE,

Resolved, that the committee on military affairs enquire into the expediency of appropriating a sum of money for the repair of the road from Saltville to Tazewell courthouse, for military purposes.

On motion of Mr. WORSHAM,

Resolved, that the committee of propositions and grievances enquire into the expediency of reporting a bill incorporating the Bellevue hospital in the city of Richmond.

On motion of Mr. GRATTAN,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill to provide for cases in which creditors, under existing circumstances, demand gold and silver in payment of their debts, or refuse to receive the treasury notes of this state, confederate notes, or the notes of solvent banks of the Confederacy.

On motion of Mr. CARTER,

Resolved by the general assembly of Virginia, that the governor be requested to commission Capt. C. N. Lawson and other officers of his company, receive the same, and turn them over to the confederate government, as a portion of Virginia's quota, and to the credit of Lancaster county.

Ordered, that Mr. CARTER carry the same to the senate, and request their concurrence.

No. 46. An engrossed bill declaring a portion of South Anna river in the county of Hanover a lawful fence, was taken up, on motion of Mr. TAYLOR, and on his motion, recommitted to the committee of propositions and grievances.

No. 68. A senate bill entitled an act to extend the time for the exercise of certain civil rights and remedies, was taken up, on motion of Mr. SHEFFEY, amended, and as amended, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 41. A senate bill entitled an act for the relief of John W. Vaughan and others, heretofore amended, was taken up, on motion of Mr. WORSHAM, read a third time and passed—Ayes 82, no 1.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Baker, Bass, Blue, Bouldin, Buford, Carpenter, Carter, Cazenove, Clarke, Collier, Crockett, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Hunt, Irby, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, R. C. Saunders, Sheffey, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thrash, Tredway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten and Worsham—82.

No—Mr. Small—1.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

No. 84. An engrossed bill for the relief of William T. Fitchett, commonwealth's attorney for the county of Northampton, was read a third time and passed—Ayes 88.

AYES—Messrs. Kemper (speaker), Baker, Baskervill, Bass, Blue, Bouldin, Bradford, Buford, Carpenter, Cazenove, Clarke, Collier, Crockett, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Gratton, Green, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Lively, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, R. C. Saunders, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thrash, Tredway, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—88.

No. 99. An engrossed bill for the relief of Joel D. Ashbury, Wescon Lewis and others, being the officers and crew of the York Spit light vessel, was taken up, on motion of Mr. EVANS, read a third time and passed—Ayes 84.

AYES—Messrs. Kemper (speaker), Baker, Baskervill, Bass, Blue, Bouldin, Bradford, Buford, Carpenter, Cazenove, Clarke, Collier, Crockett, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan,

Kaufman, Kyle, Laidley, Lively, Mallory, McCamant, A. W. McDonald, I. E. McDonald, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Taylor, Thrush, Tyler, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten, Worsham and Wynne—84.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

Mr. SHEFFEY presented the petition of the ladies and children of Goodson and its vicinity, praying for the suppression of the distillation of grain; which was ordered to be laid on the table.

On motion of Mr. ROBERTSON, Mr. Bouldin was added to the committee on banks.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed house bill entitled an act to declare the powers of boards of exemption, and to impose penalties on members of such boards for usurping powers not conferred on them: in which amendments they respectfully requested the concurrence of the house of delegates.

Also, that the senate had agreed to a joint resolution declaring that the act passed February 18, 1862, entitled an act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duty, and providing the mode of exemption, was not intended and does not exempt from such duty any deputy of a sheriff of any county, or of a sergeant of any corporation, or of the clerk of any court, or the deputy of any other officer: in which they asked the concurrence of the house of delegates.

No. 107. A bill to authorize certain corporations to issue notes under one dollar, being the special order of the day, was taken up.

Mr. LIVELY moved to amend the bill, by inserting at the end of the 1st section, "Monroe, twenty thousand dollars."

Mr. HUNTER moved to amend the amendment, by inserting in the 12th line, "Charlestown, seventeen thousand dollars;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the amendment as amended, on motion of Mr. SHEFFEY, the bill and amendments were laid upon the table.

No. 149. A bill entitled an act to declare the powers of boards of exemption, and to impose penalties on members of such boards for usurping powers not conferred on them, with the amendments thereto proposed by the senate, was taken up, on motion of Mr. SHEFFEY, and the amendments concurred in.

Ordered, that Mr. SHEFFEY inform the senate thereof.

A resolution this day communicated from the senate, declaratory of the act of 18th February 1862, entitled an act amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duty, and providing the mode of exemption, in relation to deputy sheriffs, &c., was taken up, on motion of Mr. SHEFFEY, and concurred in.

Ordered, that Mr. SHEFFEY inform the senate thereof.

On motion of Mr. GARRISON, the house adjourned until to-morrow, 11 o'clock.

WEDNESDAY, MARCH 12, 1862.

Prayer by Rev. Mr. Kepler of the Episcopal church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 11, 1862.

The senate have passed house bill entitled :

An act to amend an ordinance of the convention to provide for the organization of the provisional army for the state of Virginia, No. 102, with amendments.

And they have agreed to the house resolutions ratifying and confirming the provisional contract made for the purchase of salt to be furnished by Stuart, Buchanan & Co. of the Washington and Smyth salt works.

They have agreed to the 1st and 3d amendments, and disagreed to the 2d amendment of the house of delegates to senate bill to prevent certain violations of the Sabbath.

In which amendments to house bill No. 102 they respectfully request the concurrence of the house of delegates.

The amendments proposed by the senate to house bill entitled an act to amend an ordinance of the convention to provide for the organization of the provisional army for the state of Virginia, No. 102, were concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. WOODSON moved to insist upon the amendment proposed by the house of delegates to senate bill entitled an act to prevent certain violations of the Sabbath, No. 53, disagreed to by the senate; and the question being on agreeing thereto, was put, and decided in the negative.

The SPEAKER announced that thereby the house had receded from its amendment.

Ordered, that the clerk inform the senate thereof.

Mr. NEWTON, from the committee on finance, presented an adverse report to a resolution as to the expediency of releasing from taxation improvements made on the lands of the Sweet springs company.

Mr. ANDERSON, from the committee on military affairs, to whom was recommitted

No. 144. A bill to place certain volunteer companies, mustered into service since the 10th day of February 1862, on the same footing as companies theretofore in service, and to give counties, cities and towns furnishing the same, proper credits therefor, reported the same without amendment.

Mr. ANDERSON, from the same committee, presented the following bill; which, on his motion, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time:

No. 155. A bill to repair the road from Saltville to Tazewell courthouse.

Mr. WOODHOUSE, from a special committee, presented the following bill:

No. 156. A bill to prevent the escape of slaves in tide water counties; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. HUNTT, from the committee on enrolled bills, presented the following report:

The committee on enrolled bills have examined sundry such bills, and finding them correctly enrolled, respectfully report them for further examination.

Ordered, that the clerk communicate the same to the senate for further examination.

A message was received from the senate by Mr. HARVEY, who informed the house of delegates that the senate had agreed to a joint resolution requesting the governor to commission Capt. C. N. Lawson and other officers of his company.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed house bill entitled an act to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors, No. 101, with amendments: in which amendments they respectfully requested the concurrence of the house of delegates.

Subsequently, the amendments were concurred in.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. BUFORD,

Resolved, that a joint committee of five of the house and three of the senate, be appointed to enquire and report such legislation in regard to exemption from militia duty as may be necessary by reason of the recent proclamation of the governor calling out the entire militia.

Ordered, that Mr. BUFORD carry the same to the senate; and request their concurrence.

Subsequently, a message was received from the senate by Mr. COLLIER, the senator from Petersburg, who informed the house of delegates that the senate had agreed to the resolution, and that they had appointed a committee on their part.

The SPEAKER announced the following committee, under the resolution, on the part of the house: Messrs. Bouldin, Buford, McCamant, Saunders of Campbell, and Collier.

On motion of Mr. BOULDIN, leave was given to the committee to sit during the sessions of the house.

On motion of Mr. MCCAMANT,

Resolved, that the joint committee on exemptions enquire into the expediency of reporting a bill authorizing the governor to detail such persons as are now or may be hereafter engaged in the manufacture of lead, iron and saltpetre.

Mr. HUNTER submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly, that the governor be and he hereby is empowered and directed to detail for special service, from the militia called out by his late proclamation, such persons as may in his judgment be necessary to carry on such industrial pursuits, as are absolutely demanded by the exigencies of the present war.

No. 151. A bill for an increase of the capital stock of the Wytheville and Grayson turnpike company, was taken up, on motion of Mr. CROCKETT, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

No. 107. A bill to authorize certain corporations to issue notes under one dollar, was taken up, on motion of Mr. ROBERTSON.

Mr. McDONALD of Hampshire moved that the bill be recommitted to the committee on banks, with instructions to bring in a bill providing that the banks of circulation, heretofore chartered by the state, be required to issue such a per cent. upon their capital stock in notes under the denomination of one dollar, as shall make the aggregate amount so issued by all such banks, equal to \$1,500,000; and the question being on agreeing thereto, Mr. RUTHERFORD demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. BASKERVILL submitted the following resolution:

Resolved, that when this house adjourns, it adjourn to meet again at 7 o'clock.

Pending the consideration of which,

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 11 o'clock.

## THURSDAY, MARCH 13, 1862.

Prayer by Rev. Mr. Kepler of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 12, 1862.

The senate have passed house bills entitled:

An act for the relief of the securities of Robert O. Doss, late sheriff of the county of Campbell, No. 40.

An act to incorporate the Virginia rolling mills company, No. 71.

An act incorporating the Dover coal mining company, No. 97.

An act requiring the penitentiary storekeeper to make quarterly reports to the board of directors, No. 76.

An act changing the lines of Pulaski and Wythe counties, No. 59.

They have disagreed to the amendments proposed by the house of delegates to bill entitled:

An act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority, No. 60.

They have passed a bill entitled:

An act refunding to Sutton & Dozier a sum of money paid on erroneous assessment, No. 71.

And have agreed to a preamble and resolution in relation to Col. William J. Willey's case.

They have passed with amendments house bills entitled:

An act to authorize the reorganization of the Culpeper minute men and the Culpeper rifles, No. 141.

An act to provide for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth, No. 93.

And they have agreed to the amendments of the house of delegates to senate bill entitled :

An act for the relief of John W. Vaughan and others, No. 41.

In which bill, resolution and amendments, they respectfully request the concurrence of the house of delegates.

No. 71. A senate bill entitled an act refunding to Sutton & Dozier a sum of money paid on erroneous assessment, was read a first and second times, and referred to the committee on finance.

The amendments proposed by the senate to bill entitled an act for the payment of interest to loyal citizens on certain bonds guaranteed by the commonwealth, were concurred in.

Ordered, that the clerk inform the senate thereof.

The amendments proposed by the senate to bill entitled an act to authorize the reorganization of the Culpeper minute men and the Culpeper rifles, were concurred in.

Ordered, that the clerk inform the senate thereof.

The preamble and resolution relative to Col. William J. Willey's case, was taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. JONES, the house insisted on its amendments, disagreed to by the senate, to senate bill entitled an act to authorize the use of the jails and poorhouses of the state by the Confederate States for the safe keeping of free negroes arrested by military authority, No. 60.

Ordered, that Mr. JONES inform the senate thereof.

Mr. HARRISON, from the committee for courts of justice, presented a minority report on the subject of what, under existing circumstances, constitutes the majority required under the 26th section, article 4 of the constitution, to give the force of law to acts in said section mentioned; which, on his motion, was laid on the table and ordered to be printed.

Mr. ANDERSON, from the committee on military affairs, to whom had been referred

No. 105. A senate bill entitled an act to amend the first, seventh and twelfth sections of an act entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States, passed February 10th, 1862, reported the same, with an amendment.

Subsequently, the bill and amendment were taken up and laid on the table, and the amendment ordered to be printed.

The bill and amendment were made the order of the day for tomorrow, at 12 o'clock.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill :

No. 157. A bill to incorporate the Bellevue hospital in the city of Richmond; which, on motion of Mr. WORSHAM, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.



The SPEAKER laid before the house a communication from the governor, which was read as follows:

EXECUTIVE DEPARTMENT, March 13, 1862.

*Gentlemen of the Senate and House of Delegates:*

William A. Moncure, Esq., second auditor of state, departed this life last night, at his residence in Caroline county, after a brief but severe illness. A true, patriotic and excellent citizen, and a faithful public officer, has thus been lost to the state. As a mark of respect for his memory, I have directed the public offices to be closed during the day.

Respectfully,

JOHN LETCHER.

Mr. EDMUNDS submitted the following joint resolution:

Resolved by the general assembly, that the governor of this commonwealth be and he is hereby authorized to receive a light infantry company recently organized in the county of Halifax, by the election of John C. Gregory, captain, into the service of the state for three years, or for the war, and to commission the officers of the same; but the governor shall not accept said company, or commission its officers, until he has ascertained that the county of Halifax has already furnished the full quota of volunteers required to be furnished by said county for the confederate service, under existing laws.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. EDMUNDS carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. LOGAN, who informed the house of delegates that the senate had agreed to the resolution.

On motion of Mr. BASS,

Resolved, that the clerk of the house be directed to publish in the newspapers printed in the city of Richmond, an act entitled an act to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors, passed March 12th, 1862.

On motion of Mr. EGGLESTON,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill authorizing payment to be made to Branch O. Morgan, commissary 27th brigade Virginia militia, and also to William H. Reuburn, commissary 108th regiment Virginia militia, and Gustavus A. Butler, quartermaster 86th regiment Virginia militia, for services rendered to the state of Virginia, in their respective departments.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee on banks enquire into the expediency of authorizing the Franklin county savings bank to issue small notes.

On motion of Mr. ROWAN,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill compensating Capt. Delany and Capt. Thomas A. Tross for military services rendered in western Virginia.

Mr. MALLORY submitted the following resolution; which, on motion, was laid on the table:

Resolved, that the clerk of this house be requested to have printed in pamphlet form, for the use of members, all the laws and explanations of laws which they have passed, concerning the military service of the state, passed at the present session of the general assembly.

Mr. HUNTER submitted the following resolution; and the question being on agreeing thereto, was put, and decided in the affirmative:

Resolved (the senate concurring), that a joint committee be appointed for the purpose of examining and revising the several acts of the general assembly, passed at the present session, upon the several subjects connected with the organization and bringing into the field the military forces of Virginia, with a view of giving unity and harmony to said legislation; and that they report by bill or otherwise.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

On motion of Mr. GORDON,

Resolved, that the committee of propositions and grievances enquire into the expediency of incorporating the Victoria mining and manufacturing company in the county of Louisa.

On motion of Mr. BAKER,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill dispensing with the protest of bills and notes during the existing laws on that subject, as to provide for cases where, by reason of the presence of the enemy, such protest cannot be made, as now required by law.

Mr. ANDERSON of Botetourt presented the petition of stockholders of the Buchanan savings bank in Botetourt county, asking for authority to issue small notes; which was ordered to be referred to the committee on banks.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, being the order of the day, was taken up.

Mr. HUNTER submitted amendments to the bill, and on his motion, the bill and amendments were laid on the table, and the amendments ordered to be printed.

The following engrossed bills were read a third time and passed:

No. 92. An engrossed bill imposing a tax on dogs in the counties of Alleghany and Botetourt.

No. 96. An engrossed bill to reorganize the 17th and 28th brigades Virginia militia.

No. 65. An engrossed bill to legalize certain state securities held by the Bank of Pittsylvania as a part of its capital.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 147. An engrossed bill authorizing the crection of a gallery in the hall now occupied by the house of representatives of the Confederate States, was taken up, on motion of Mr. STEGER, read a third time and passed—Ayes 82, noes 5.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Blue, Boulfin, Bradford, Buford, Carter, Clarke, Collier, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Evans, Fleming, Fletcher, Flood, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten, Worsham, Wright and Wynne—82.

NOES—Messrs. Franklin, Hunt, I. E. McDonald, Vermillion and Woodson—5.

Ordered, that Mr. STEGER carry the same to the senate, and request their concurrence.

On motion of Mr. BASS, the rule was suspended, with a view to reconsider the vote heretofore rejecting

No. 140. An engrossed bill to authorize the county court of Greenbrier county to correct the assessment of two tracts of land in said county, standing in the name of James C. Pollock. And the question being—Shall the bill pass? the roll was called, with the following result—Ayes 56, noes 21:

AYES—Messrs. J. T. Anderson, Baker, Baskervill, Bass, Blue, Buford, Carter, Dabney, J. D. Davis, Dice, Eggleston, Fleming, Flood, Garrison, Gatewood, George, Gillespie, Gordon, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lively, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Pitman, Prince, Rekl, Riddick, Rives, Rowan, P. Saunders, Sheffey, Staples, Tate, Taylor, Thrash, Walker, J. L. Wilson, Woodhouse, Woolfolk, Wootten, Worsham and Wright—56.

NOES—Messrs. Clarke, Collier, Crockett, R. J. Davis, Edmunds, Evans, Fletcher, Franklin, Grattan, Green, Hunt, Mallory, Minor, Small, Spady, Steger, Vermillion, West, Williams, S. Wilson and Wynne—21.

Seventy-seven members not having voted in favor of the bill,

Resolved, that the bill be rejected.

No. 86. An engrossed bill for the relief of John S. Rady, page of the house of delegates at the session of 1847-48, was taken up; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 66, noes 17:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bass, Blue, Bradford, Carter, Clarke, Dabney, J. D. Davis, Dice, Edmunds, Evans, Fleming, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jordan, Kaufman, Laidley, Lively, Lockridge, Lundy, Mathews, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Robertson, Robinson, P. Saunders, Sheffey, Sherrard, Small, Spady, Steger, Tate, Taylor, Thrash, Walker, Ward, S. Wilson, Woodhouse, Woolfolk, Wootten, Worsham, Wright and Wynne—66.

NOES—Messrs. Crockett, Eggleston, Evans, Fletcher, Green, Hunt, Jones, Kyle, Mallory, A. W. McDonald, Riddick, Rives, Rowan, Staples, Vermillion, West and Williams—17.

Seventy-seven members not having voted in favor of the bill, the SPEAKER announced that the bill was rejected. From the decision of the chair, Mr. ROBERTSON appealed; and the question being—Shall

the decision of the chair stand as the judgment of the house? on motion of Mr. ROBERTSON, the appeal was laid on the table.

The following engrossed bills were taken up, and on motions severally made, laid on the table:

No. 85. An engrossed bill for the relief of Thomas McCormick.

No. 108. An engrossed bill to authorize the sale of the stock held by the state in turnpike and plank road companies.

Mr. BOULDIN, from the joint committee on the subject of exemptions, presented the following joint resolution:

Resolved by the general assembly of Virginia, that the governor be authorized and required to exempt from the operation of his proclamation of the 11th instant, all persons who may be certified to him by the war or navy department to be necessary to the work of the government of the Confederate States: provided, however, that no such person shall thereby be exempt from draft under the act of February 10, 1862, or any other draft to fill up any future requisition, or shall thereby lose his privilege to volunteer in the state or Confederate States service.

And the question being on agreeing thereto, Mr. WOODSON demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that Mr. BOULDIN carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had agreed to the resolution.

The SPEAKER laid before the house a communication from the governor, enclosing a correspondence between the treasurer of the state and certain bank officers, in relation to exemptions from military duty; which was read, and on motion of Mr. COLLIER, referred to the joint committee on the subject of exemptions.

A message was received from the senate by Mr. NASH, who informed the house of delegates that the senate had agreed to a joint resolution authorizing the governor to receive volunteer companies from any county or corporation which may have furnished its quota to the confederate army: in which they respectfully requested the concurrence of the house of delegates.

No. 144. A bill to place certain volunteer companies mustered into service since the 10th day of February 1862, on the same footing as companies theretofore in service, and to give counties, cities and towns furnishing the same proper credits therefor, was taken up.

Mr. SAUNDERS of Campbell submitted an amendment thereto; pending the consideration of which, the bill and amendment were laid on the table.

Mr. BOULDIN, from the joint committee on exemptions, presented a series of resolutions in relation to exemptions from military duty.

And the question being on agreeing to the first resolution of the series, was put, and decided in the affirmative.

Mr. BASKERVILL moved to amend the second resolution, by strik-

ing out the words, "also all employees in woolen and cotton mills, the proprietors of which are under contract to do work for the state or confederate government," and to insert in lieu thereof the following: "also all persons engaged in cotton and woolen mills, whom the president and directors thereof shall certify on honor are necessary for the full and proper working of such mills." And the question being on agreeing thereto, was put, and it appearing that no quorum voted, Mr. BRADFORD moved an adjournment; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 19, noes 57.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows:

AYES—Messrs. Bradford, Carpenter, Dabney, Gillespie, Gilmer, Green, Hunter, Irby, Johnson, Jones, Kaufman, Lively, I. E. McDonald, R. E. Nelson, W. G. T. Nelson, Rowan, Sherrard, Ward and Williams—19.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Blue, Bouldin, Buford, Carter, Cazenove, Clarke, Collier, Crockett, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Franklin, George, Gordon, Harrison, Hopkins, James, Jordan, Kyle, Lockridge, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, Newton, Prince, Reid, Riddick, Rives, Robertson, R. Saunders, R. C. Saunders, Sheffey, Staples, Steger, Tate, Thrash, Vermillion, West, J. L. Wilson, & Wilson, Woolfolk, Wootten and Wright—57.

Mr. SAUNDERS of Campbell moved a call of the house. Pending the consideration of which,

On motion of Mr. WARD, the house adjourned until to-morrow, 11 o'clock.

## FRIDAY, MARCH 14, 1862.

Prayer by Rev. Mr. Kepler of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 13, 1862.

The senate have passed house bills entitled:

An act to provide for having an accurate list and record made of the military forces of Virginia, No. 53.

An act to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank, No. 91.

An act for the relief of Coalman D. Bennett, executor of Howard Craft deceased, of Pittsylvania county, No. 44.

An act for the relief of the personal representative of A. J. Whitehead of Pittsylvania county, No. 45.

An act concerning bank directors, No. 55.

And they have passed with amendments house bills entitled:

An act authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston, No. 87.

An act to prohibit the emancipation of slaves by will, No. 54.

They have indefinitely postponed house bill entitled:

An act to remove lunatics confined in the penitentiary to the lunatic asylum, No. 77.

The senate have passed bills entitled :

An act providing payment for horses taken in the service of the state, No. 17.

An act to authorize the governor to remove the public library and the papers and records belonging to the court of appeals, from Lewisburg in Greenbrier county, to avoid injury thereto from the public enemy, No. 100.

And they have agreed to a resolution from the house of delegates for the appointment of a joint committee to examine and revise the military acts passed during the present session.

In which amendments and bills they respectfully request the concurrence of the house of delegates.

No. 17. A senate bill entitled an act providing payment for horses taken in the service of the state, was read a first and second times, and referred to the committee on military affairs.

No. 100. A senate bill entitled an act to authorize the governor to remove the public library and the papers and records belonging to the court of appeals, from Lewisburg in Greenbrier county, to avoid injury thereto from the public enemy, was read a first and second times, and referred to the committee for courts of justice.

The amendments proposed by the senate to house bill entitled an act authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston, were concurred in.

Ordered, that the clerk inform the senate thereof.

No. 54. A house bill entitled an act to prohibit the emancipation of slaves by will, with the amendments thereto proposed by the senate, was taken up, and the bill and amendments laid on the table.

Joint resolutions authorizing the governor to receive volunteer companies from any county or corporation which may have furnished its quota to the confederate army, were taken up; and the question being on agreeing to the first resolution, was put, and decided in the affirmative—Ayes 73, noes 12.

On motion of Mr. BRADFORD, the vote was recorded as follows :

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Bass, Blue, Bouldin, Buford, Carter, Cazenove, Collier, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Franklin, Gatewood, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Small, Sherrard, Spady, Staples, Steger, Thrash, Walker, Ward, West, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Wright and Wynne—73.

NOES—Messrs. Bradford, Crockett, Fleming, George, Hopkins, I. E. McDonald, P. Saunders, Shannon, Sheffey, Tate, Vermillion and Williams—12.

The resolution is as follows :

“Resolved by the general assembly, that the governor be and he is hereby authorized to commission the officers of a cavalry company in the county of Norfolk, consisting of 100 men, recently organized by Messrs. James G. Martin and John Cooper, and to accept and muster said company into the service for three years or for the war, as soon as he shall ascertain that the county of Norfolk has contributed her quota of troops required to be furnished by the act of 10th February 1862.”

Mr. GREEN moved to amend the 2d resolution, by inserting the following: "from any county in which drafts cannot be made by reason of the presence of the public enemy;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The resolution as amended is as follows:

"And be it further resolved, that the governor is hereby required to receive into the service of the state, for three years or for the war, and commission the officers of any company with the complement of men, from any county in which drafts cannot be made by reason of the presence of the public enemy, or from any county, city or town that has furnished its full quota, for three years or the war, of troops for the confederate service, under existing laws."

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

Mr. NEWTON, from the committee on finance, to whom had been referred

No. 71. A senate bill entitled an act refunding to Sutton and Dozier a sum of money paid on an erroneous assessment, reported the same, with the recommendation that it do not pass.

Mr. ROBERTSON, from the committee on banks, to whom had been referred

No. 89. A senate bill entitled an act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being the first section of an act entitled an act to prevent the circulation of small notes, passed March 1854, reported the same with an amendment.

Mr. ROBERTSON, from the same committee, presented the following bill:

No. 158. A bill to amend, re-enact and extend an act entitled an act to authorize the banks of the commonwealth to issue notes of the denomination of one and two dollars, passed January 24, 1862.

Mr. TATE, on his own motion, was excused from attendance on the committee to visit the lunatic asylums.

Mr. Flood was appointed in his place.

Mr. MALLORY submitted the following resolution:

Resolved (the senate concurring), that this house will proceed, on to-morrow, at 12 o'clock M., to fill, pro tempore, the office of second auditor, made vacant by the death of the late William A. Moncure.

Mr. RIVES moved to amend the same, by substituting in lieu thereof the following:

"Resolved by the general assembly, that the first clerk in the second auditor's office be authorized to discharge the duties of second auditor until Thursday the 20th of March 1862."

And the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

On motion of Mr. EDMUNDS, the 13th rule of the house, which provides that the SPEAKER cannot call a member to the chair for a longer period than three days, was suspended until the 18th inst.

No. 105. A senate bill entitled an act to amend the first, seventh and twelfth sections of an act entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States, passed February 10, 1862, with the amendments thereto proposed by the committee on military affairs, being the special order of the day, was taken up, and on motion of Mr. ANDERSON of Rock-bridge, postponed to and made the order of the day for to-morrow, at 12 o'clock.

Mr. COLLIER submitted the following resolution; which, on his motion, was laid on the table:

Resolved by the general assembly, that permission be and is hereby granted to raise a company of riflemen, not less than 90 strong, from the city of Petersburg, provided said company furnish itself with rifles; and the governor is hereby authorized to receive the said company into service for the war, as a part of Virginia's quota.

A message was received from the senate by Mr. THOMAS, the senator from Fairfax, who informed the house of delegates that the senate had agreed to the joint resolution in relation to the office of second auditor, with an amendment: in which they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had agreed to certain joint resolutions concerning exempts, under the proclamation of the governor of the 10th of March 1862: in which they respectfully requested the concurrence of the house of delegates.

The first resolution was read as follows:

"Resolved by the general assembly, that it shall be the duty of the board of exemptions, acting under the act of February 18th, 1862, and any acts amendatory thereof, to take cognizance of all cases of exemption arising under these resolutions; and that the governor shall cause one or more boards, with similar powers, to be organized at the several places of rendezvous, indicated by his proclamation of the 11th instant, by the commanding officer thereof, to be composed of such persons as such commanding officer may designate."

Mr. BOULDIN moved to amend the resolution, by striking out "11th," and inserting "10th;" which was agreed to.

Mr. ROBERTSON moved to amend the first resolution, by striking out the entire resolution, and inserting the following:

"Resolved by the general assembly, that the governor be and he is hereby requested so to qualify the operation of his proclamation of the 10th instant as to provide for the protection of the internal security of the state, as well as for the keeping up of all departments of the public service, and of such branches of the industry and business of the community as the public necessities may demand: provided, that the power hereby given shall not affect or prejudice any other measure for the relief of persons embraced by the proclamation, which the legislature shall think proper to adopt."

And the question being on agreeing thereto, was put, and decided in the negative.



Mr. WILSON of Isle of Wight moved to amend the first resolution, by adding at the end thereof the following :

"But no portion of the militia shall be mustered into service until such board shall have been established."

Mr. SAUNDERS of Campbell moved to amend the amendment, by inserting in lieu thereof the following :

"Provided, however, that every man who has been mustered into service, who claims exemption under these resolutions, shall have the privilege of appearing before said board, at said points of rendezvous, on application to the commanding officer."

And the question being on agreeing thereto, was put, and decided in the negative.

The question recurring on the amendment submitted by Mr. WILSON, was put, and decided in the negative.

The question recurring on agreeing to the first resolution of the senate, Mr. COLLIER demanded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

The 2d resolution was read as follows :

"That the following persons shall be exempt, under the said proclamation, to wit : All officers and employees of any rail road, canal, steam boat or telegraph company, whose services the president and superintendent of such company, or either of them, shall certify, on honor, to be indispensable for conducting the operations thereof ; also, all persons whose services may be deemed by the board of exemptions to be indispensable in mining or manufacturing lead, iron, saltpetre, gunpowder, fire arms, or other implements or munitions of war ; also all employees in woolen and cotton mills and incorporated shoe factories, the proprietors of which are under contracts to do work for the state or confederate government ; and all tanners and shoemakers having like contracts, as long as necessary to complete such contracts ; also, such officers of the several banks of circulation in this commonwealth, and their branches, as the respective presidents or cashiers may certify, on honor, to be indispensable to the proper management of the business of the banks, and may be so deemed by the said board of exemptions ; also, such millers as the said boards shall deem indispensable to the comfort of the community in which they may live, or who shall be in the employment of the state or confederate government ; also, one editor of each newspaper now being published, and such employees as the editor or proprietor may certify, on honor, to be indispensable for conducting the publication of his newspaper, so long as the same is regularly published at least once a week ; also, the jailors of every city, and such guard as the hustings court thereof may certify to be indispensable to the safe custody of prisoners ; and the jailor of Henrico county, and such guard as the county court thereof may certify to be indispensable to the safe custody of prisoners."

On motion of Mr. BUFORD,

Resolved, that in the further discussion which may grow out of the resolutions under consideration, no member shall be allowed to speak longer than five minutes at one time, nor more than once on the same question.

Mr. GRATTAN submitted the following amendment to the second resolution: "also, such clerks as the quartermaster general and paymaster general of Virginia shall certify, upon honor, to be necessary to conduct the business of their respective departments;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. WYNNE moved to insert, after the word "iron," "coal, salt;" which was agreed to.

Mr. BAKER moved to insert, after "salt," "oakum;" which was agreed to.

Mr. ANDERSON moved to strike out after the words "shoe factories," the following: "the proprietors of which are under contracts to do work for the state or confederate government;" and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. BOULDIN moved further to amend the second resolution by striking out "like," and inserting after the word "contracts," "to do work for the state or confederate government;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. RIVES moved further to amend the second resolution, by inserting after "millers," "blacksmiths and tanners;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. SAUNDERS of Campbell moved further to amend the second resolution, by inserting at the end thereof the following: "also, among the rural population, every third son of a family from which two are in the military service of the state or Confederate States; the only son of a widow, and the father of five small children;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. WALKER moved to amend the second resolution as amended, by adding thereto the following: "also, one able bodied laboring man for every 100 acres of arable land actually cultivated for agricultural purposes;" and the question being on agreeing thereto, Mr. EVANS demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

Mr. BUFORD moved further to amend the resolution, by inserting the following: "also, all persons engaged in making machinery for the manufacture of woollen and cotton goods;" and the question being on agreeing thereto, was put, and decided in the negative.

The question being on agreeing to the second resolution as amended, Mr. HARRISON demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 32, noes 57.

On motion of Mr. HUNTER, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Blue, Buford, Crockett, Dabney, R. J. Davis, Eggleston, Evans, Fleming, Franklin, Garrison, George, Gillespie, Gilmer, Gordon, Hunt, Irby, James, Laidley, Lundy, Mathews, Montague, W. G. T. Nelson, Riddick, Rives, R. C. Saunders, Staples, Vermillion, Woodson and Woolfolk—32.

NOES—Messrs. Baskervill, Bass, Bouldin, Bradford, Carpenter, Carter, Cazenove, Clarke, Collier, J. D. Davis, Dice, Edmunds, Fletcher, Flood, Gatewood, Grattan, Green, Harrison, Hopkins, Hunter, Johnson, Jones, Jordan, Kaufman, Kyle, Lockridge, Mallory, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Newton, Pitman, Prince, Reid,

Robertson, Robinson, Rowan, P. Saunders, Shannon, Sheffey, Small, Sherrard, Steger, Tate, Thrash, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Wooten, Wright and Wynne—57.

Mr. BOULDIN moved a suspension of the rule, with a view to reconsider the vote by which the resolution was rejected; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, Mr. SAUNDERS of Campbell moved a suspension of the rule, with a view to reconsider the vote by which the amendment submitted by himself in relation to exemptions among the rural population was adopted; and the question being on agreeing thereto, Mr. MALLORY demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. SAUNDERS of Campbell, by leave of the house, withdrew the amendment.

The question being on agreeing to the second resolution as amended, Mr. COLLIER demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 64, noes 21.

On motion of Mr. HUNTER, the vote was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bass, Blue, Bouldin, Buford, Carter, Cazenove, Collier, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Hunt, Irby, James, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Mallory, Mathews, McCamant, I. E. McDonald, McKinney, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Prince, Reid, Riddick, Rives, Robertson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Staples, Steger, Vermillion, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wright and Wynne—64.

NOES—Messrs. Bradford, Clarke, J. D. Davis, Fletcher, Green, Harrison, Hopkins, Hunter, Johnson, Lockridge, A. W. McDonald, Minor, Pitman, Rowan, Sherrard, Thrash, Walker, Ward, West, Williams and Wooten—21.

The third resolution was read as follows:

“In each apothecary store now established and doing business, one apothecary, in good standing, who is a practical druggist, shall be exempt; also, the public printer and the printer for the state senate, and such employees as each may certify, on honor, to be indispensable to the efficient performance of the public printing; also, one deputy sheriff for every twelve thousand inhabitants of every county: provided, however, that every county having less than twelve thousand inhabitants, shall have one deputy sheriff; and one deputy of every clerk of a court, who may be deemed by the board incompetent, by reason of physical or mental disability, to discharge the duties of his office, or who may be absent therefrom in the public service.”

And the question being on agreeing thereto, was put, and decided in the affirmative.

The fourth resolution was read as follows:

“It shall be competent for the board of exemptions, whenever in their judgment it may be indispensable for the police and convenience of the community, to exempt from the performance of military duty, under the proclamation aforesaid, overseers on the farms

of widows and orphans, who have heretofore contracted for that service for the present year."

Mr. DABNEY moved to amend the fourth resolution, by adding thereto the following: "All persons engaged in agriculture, whether proprietors of plantations, or overseers, by draft of whom no white male person above the age of 21 years will be left on the plantation;" and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The question recurring on agreeing to the fourth resolution, Mr. MALLORY demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. BASKERVILL submitted the following as an independent resolution, to come in after the fourth resolution:

"That whenever the employer and overseer are both called into the service under the proclamation of the governor, or by reason of said proclamation, or the previous voluntary enlistment of either, in that case the board of exemption shall exempt one or the other, as to them may seem best."

And the question being on agreeing thereto, Mr. HUNTT demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The fifth resolution was read as follows:

"That the professors of the university of Virginia and other incorporated colleges are hereby declared to be exempt under the said proclamation."

Mr. STEGER moved to amend the resolution, by inserting after "colleges," "now in operation."

Mr. BASS moved to amend the amendment, by adding thereto, to come in after "colleges," the following: "and in incorporated female institutions;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The amendment as amended was then agreed to.

And the question being on agreeing to the resolution as amended, Mr. TATE demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Mr. WOODSON moved that the vote be taken on the 6th, 7th and 8th resolutions collectively; and the question being on agreeing thereto, was put, and decided in the affirmative.

The 6th, 7th and 8th resolutions were then read as follows:

"6. Whenever, by these resolutions, any class of employees or operatives are entitled to exemption on the certificate of other persons, it shall not be necessary for the applicants to appear in person before the board; but the exemption shall be ordered by the board, on the production of the certificate alone.

"7. That persons claiming exemptions under these resolutions, shall be entitled thereto so long only as the militia called out by the proclamation aforesaid may remain in service, and while such exemptions remain in the employment by reason of which such exemption was allowed.

"8. Nothing in these resolutions shall be construed to apply to, interfere with, hinder or delay the draft under the act of February 10th, 1862, to raise the quota of Virginia to the confederate army, or to impair the effect of the act of February 18th, 1862, or any acts amendatory thereof, in relation to exemptions."

And the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that Mr. BOULDIN carry the resolutions to the senate, and request their concurrence in the amendments proposed thereto by the house of delegates.

The SPEAKER announced the following committee on the part of the house to examine and revise the military acts passed during the present session: Messrs. Hunter, Edmunds, Anderson of Rockbridge, Buford, and Saunders of Franklin.

A message was received from the senate by Mr. WILEY, who informed the house of delegates that the senate had passed house bill entitled an act to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, No. 132, with amendments: in which they respectfully request the concurrence of the house of delegates.

The SPEAKER laid before the house a communication from the governor, in relation to the military contingent fund; which was ordered to be referred to the committee on military affairs.

On motion of Mr. MALLORY, the chair was vacated until 8 o'clock P. M.

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#### EVENING SESSION.

The amendment proposed by the senate to the resolution in relation to the office of second auditor, was taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

No. 157. An engrossed bill to incorporate the Bellevue hospital in the city of Richmond, was taken up, on motion of Mr. ROBERTSON, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 151. An engrossed bill for an increase of the capital stock of the Wytheville and Grayson turnpike company, was taken up, on motion of Mr. CROCKETT, and on his motion, was laid on the table.

No. 153. A bill to incorporate the York river navigation company, was taken up, on motion of Mr. WRIGHT, read a second time, and ordered to be engrossed and read a third time.

No. 144. A bill to place certain volunteer companies, mustered into service since the 10th day of February 1862, on the same footing as companies theretofore in service, and to give counties, cities and towns furnishing the same, proper credits therefor, with the

pending amendment thereto, submitted by Mr. SAUNDERS of Campbell, was taken up, on motion of Mr. BASKERVILL; and the question being on agreeing to the amendment, was put, and decided in the negative.

Mr. BASKERVILL submitted a substitute for the bill, by way of amendment; and the question being on agreeing thereto, was put, and decided in the negative.

Mr. SHEFFEY submitted an amendment to the bill; and the question being on agreeing thereto—pending the consideration of which,

On motion of Mr. WILSON of Isle of Wight, the bill and amendments were laid on the table.

A message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had agreed to the 1st, 3d and 5th amendments proposed by the house of delegates to certain joint resolutions concerning exempts, under the proclamation of the governor of the 10th of March 1862; that they had agreed to the 2d and 6th amendments, with amendments; and that they had disagreed to the 4th and 7th amendments of the house: in which action of the senate they respectfully requested the concurrence of the house of delegates.

The amendments to the amendments proposed by the senate were concurred in; and on motions severally made, the house receded from its amendments disagreed to by the senate.

Ordered, that Mr. BOULDIN inform the senate thereof.

On motion of Mr. BOULDIN,

Resolved, that the clerk be directed to have the resolutions concerning exempts published in the papers of the city.

Mr. WILSON of Isle of Wight submitted the following resolution:

Resolved by the general assembly, that the secretary of war be and he is hereby requested to discharge from service such of the militia of any county as have been mustered into the service of the Confederate States prior to and since the proclamation of the governor of this commonwealth, dated March 10th, 1862, whenever he is satisfied, upon the production of some evidence, as required by the board provided for in the act of the general assembly, passed February 18th, 1862, that they belong to the classes which are, by joint resolutions of the general assembly, providing who shall be exempt from militia duty under the call of the governor by the proclamation aforementioned, declared to be exempt. But such discharge shall not be construed to exempt such persons from the operation of the act of the general assembly passed February 10th, 1862.

Pending the consideration of which,

On motion of Mr. MALLORY, the house adjourned until to-morrow, 11 o'clock.

SATURDAY, MARCH 15, 1862.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 14, 1862.

The senate have passed house bills entitled :

An act imposing a tax on dogs in the counties of Alleghany and Botetourt, No 92.

An act allowing further time to the owners of lots in the town of Columbia in the county of Fluvanna to build on and improve the same, No. 83.

They have passed with an amendment house bill entitled :

An act for the relief of Joel D. Ashberry, Wescon Lewis and others, being the officers and crew of the York Spit light vessel, No. 99.

They have concurred in the amendments proposed by the house of delegates to senate bill entitled :

An act to extend the time for the exercise of certain civil rights and remedies, No. 68.

They insist on their disagreement to the amendments of the house of delegates to senate bill entitled :

An act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority, No. 60.

They have agreed to the amendments of the house of delegates to resolutions authorizing the governor to receive volunteer companies from any county or corporation which may have furnished its quota to the confederate army.

In which amendment they respectfully request the concurrence of the house of delegates.

No. 60. A senate bill entitled an act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe keeping of free negroes arrested by military authority, to which amendments had been proposed by the house of delegates, disagreed to by the senate, insisted on by the house, and the disagreement insisted upon by the senate, was taken up ; and the question being—Shall the house adhere to its amendments? was put, and decided in the negative.

The SPEAKER announced that by the vote refusing to adhere, the house had receded from its amendments, and that the bill was passed.

Ordered, that the clerk inform the senate thereof.

The amendment proposed by the senate to house bill entitled an act for the relief of Joel D. Ashberry, Wescon Lewis and others, being the officers and crew of the York Spit light vessel, was agreed to.

Ordered, that the clerk inform the senate thereof.

A bill to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, No. 135, with the amendments

proposed by the senate, were taken up, and on motion of Mr. REID, laid on the table.

Mr. HUNTER, from the committee for courts of justice, to whom had been referred

No. 100. A senate bill concerning the public library, &c., reported the same with amendments.

On his motion, the bill was taken up, the amendments agreed to, and the bill as amended read a third time and passed—Ayes 81.

**AYES**—Messrs. F. T. Anderson, Baker, Baskervill, Bass, Blue, Bouldin, Bradford, Carter, Cazenove, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Edmonds, Eggleston, Fleming, Fletcher, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Thrash, Vermillion, Ward, West, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Wright—81.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ISBELL, who informed the house of delegates that the senate had agreed to the amendments.

No. 92. A senate bill entitled an act to organize a military contingent fund, was taken up, on motion of Mr. NEWTON, read a third time and passed—Ayes 77.

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Blue, Bouldin, Bradford, Carter, Cazenove, Clarke, Dabney, E. J. Davis, Dice, Edmonds, Eggleston, Fleming, Fletcher, Franklin, Garrison, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Staples, Steger, Tate, Thrash, Vermillion, Ward, West, Williams, Woodhouse, Woodson, Woolfolk, Wootten and Wright—77.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. BLUE,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of directing the auditing board to allow E. W. Canfield of Hampshire county reasonable compensation for his services as instructor of heavy artillery practice at Winchester in 1861.

The resolution submitted by Mr. WILSON of Isle of Wight, pending on the adjournment of the evening session of yesterday, was taken up and agreed to.

Ordered, that Mr. WILSON carry the same to the senate, and request their concurrence.

Mr. BOULDIN submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly of Virginia, that in counties or neighborhoods in which the negro population exceeds the white, the boards of exemptions authorized by certain acts and resolutions of the general assembly, passed at the present session, shall have power, whenever in their judgment it will promote the public interest, and



be necessary for the good order of the community, to exempt from military duty, under the proclamation of the governor of the 10th instant, the overseers of persons absent in the public service, on whose farms there is no white male over 18 years of age.

A resolution, heretofore submitted by Mr. COLLIER, was taken up, on motion of Mr. RIVES, amended, and as amended agreed to.

The resolution is as follows:

Resolved by the general assembly, that permission be and is hereby granted to raise a company of riflemen, not less than 100 strong, from the city of Petersburg, provided said company furnish itself with rifles; and the governor is hereby authorized to receive the said company into service for the war, as a part of Virginia's quota, provided said company is tendered to the governor, satisfactorily armed, on or before the 25th of March 1862.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

Mr. PRINCE submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that this house will (with the consent of the senate) adjourn sine die on Friday, 21st instant, at 2 o'clock P. M.

A message was received from the senate by Mr. WILEY, who informed the house of delegates that the senate had passed a bill entitled an act for the relief of savings banks and other corporations of this commonwealth, and exempting them from the penalties imposed by existing laws for the issue of small notes, No. 45: in which they respectfully requested the concurrence of the house of delegates.

No. 105. A senate bill entitled an act to amend the 1st, 7th and 12th sections of an act entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States, passed February 10th, 1862, being the special order of the day, was taken up, and on motion of Mr. ROBERTSON, laid on the table.

A message was received from the senate by Mr. NEWLON, who informed the house of delegates that the senate had passed a joint resolution in relation to the claims of Colonel William J. Willey: in which they respectfully requested the concurrence of the house of delegates.

The resolution was taken up, on motion of Mr. HUNTER; and the question being on agreeing thereto, was put, with the following result—Ayes 72:

AYES—Messrs J. T. Anderson, F. T. Anderson, Baskervill, Bass, Blue, Bouldin, Bradford, Cazenove, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fleming, Fletcher, Franklin, Gatewood, George, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Mathews, McCamant, A. W. McDonald, McKinney, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Steger, Tate, Thrash, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Wright—72.

It appearing that no quorum voted, Mr. GREEN moved a call of the house; and the question being on agreeing thereto, was put, and decided in the affirmative.

The roll was then called the first and second times, and the following members noted as absent :

Messrs. Kemper (speaker), Baker, Barbour, Bayse, Booton, Brooks, Buford, Burks, Carpenter, Carter, Cecil, J. J. Coleman, H. N. Coleman, Collier, Crockett, Custis, Daniel, Dunn, Evans, Ewing, Flood, Forbes, Friend, Garrison, Gillespie, Gilmer, Irby, James, Lively, Lynn, Mallory, McGruder, McKinney, McLaughlin, Minor, Murdaugh, Newton, Noland, Payne, Prince, Richardson, Riddick, Rutherford, Spady, Staples, Taylor, Thomas, Tomlin, Tredway, Tyler, Vaiden, Walker, West, Williams, Worsham and Wynne.

It appearing that only sixty-six members had answered to their names, the doors were closed by order of the SPEAKER.

The roll was again called, and the following members excused for non-attendance :

Messrs. Kemper (speaker), Baker, Barbour, Bayse, Booton, Brooks, Buford, Burks, Cecil, J. J. Coleman, H. N. Coleman, Crockett, Custis, Daniel, Evans, Ewing, Flood, Forbes, Gillespie, Lynn, Minor, Murdaugh, Noland, Payne, Tredway and West.

The following members (not excused) were found absent on the third calling of the roll :

Messrs. Carpenter, Collier, Dunn, Friend, Garrison, Gilmer, Irby, James, Lively, Mallory, McGruder, McKinney, McLaughlin, Newton, Prince, Richardson, Riddick, Rutherford, Spady, Staples, Taylor, Thomas, Tomlin, Tyler, Vaiden, Walker, Williams, Worsham and Wynne.

The third calling of the roll having been completed, and it appearing that only sixty-six members had answered to their names, the sergeant at arms was directed by the SPEAKER to summon absent members.

MR. WOOLFOLK moved an adjournment ; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 20, noes 47.

On motion of MR. ROBERTSON, the vote was recorded as follows :

AYES—Messrs. Blue, Bradford, Gatewood, Hopkins, Johnson, Kaufman, Laidley, Matthews, W. G. T. Nelson, Orgain, Pitman, Rives, Robinson, Rowan, Thrash, Vermillion, Ward, S. Wilson, Woolfolk and Wright—20.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baskerville, Bass, Bouldin, Cazenove, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fleming, Fletcher, Franklin, George, Gordon, Grattan, Green, Harrison, Hunter, Hunt, Jones, Jordan, Kyle, Lockridge, Lundy, McCamant, A. W. McDonald, I. E. McDonald, Montague, R. E. Nelson, Reid, Robertson, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Steger, Tate, J. L. Wilson, Woodhouse, Woodson and Wooten—47.

MR. GRATTAN submitted the following resolution :

Resolved, that the sergeant at arms be directed to have such members as were not on this day's call excused, and whom he may be able to summon, at the bar of the house on Monday at 11 o'clock ; and the question being on agreeing thereto, MR. GRATTAN demanded the previous question ; which was sustained by the house ; and being put, was decided in the affirmative.

On motion of MR. GRATTAN, the house adjourned until Monday, 11 o'clock.

MONDAY, MARCH 17, 1862.

Prayer by Rev. Dr. Reid of the Presbyterian church.

The sergeant at arms reported that he had executed the summons of the house directed on Saturday upon the following members, and that the members were now at the bar of the house, viz: Messrs. Carpenter, McLaughlin, Garrison, Gilmer, James, Mallory, Spady, Staples, Taylor, Thomas, Williams, Wynne and McKinney.

For reasons satisfactory to the house, the above named members were severally excused, upon motions severally made, for non-attendance on Saturday last.

On motion of Mr. RIVES, further proceedings under the call were dispensed with.

A quorum appearing,

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 15, 1862.

The senate have passed house bills entitled:

An act declaring a portion of New river a lawful fence, No. 47.

An act for the relief of William T. Fitchett, commonwealth's attorney for the county of Northampton, No. 84.

An act to reorganize the 17th and 28th brigades Virginia militia, No. 96.

They have passed with an amendment house bill entitled:

An act to incorporate the Bellevue hospital in the city of Richmond, No. 157.

They have agreed to a resolution in relation to discharges of militia mustered into the service of the Confederate States, and a resolution concerning a volunteer company in the city of Petersburg.

In which amendment they respectfully request the concurrence of the house of delegates.

No. 45. A senate bill entitled an act for the relief of savings banks and other corporations of this commonwealth, and exempting them from the penalties imposed by existing laws for the issue of small notes, was read a first and second times, and referred to the committee on banks.

The amendment proposed by the senate to bill No. 157, entitled an act to incorporate the Bellevue hospital in the city of Richmond, was concurred in.

Ordered, that the clerk inform the senate thereof.

The SPEAKER laid before the house a communication from the governor, enclosing a letter from the adjutant general, in relation to the execution of the acts of the 8th and 10th of February, on the subject of military organization; which was read, and on motion, laid on the table.

The SPEAKER laid before the house a communication from the governor, enclosing the report of A. W. McDonald, commissioner; which, on motion of Mr. ANDERSON of Botetourt, was ordered to be placed in the custody of the secretary of the commonwealth.

Mr. McCAMANT, from the committee on propositions and grievances, to whom had been committed

No. 46. An engrossed bill entitled a bill declaring a portion of South Anna river in the county of Hanover a lawful fence, reported the same with amendments.

Mr. McCAMANT, from the same committee, presented the following bills :

No. 159. A bill to incorporate the Fredericksburg insurance company.

No. 160. A bill incorporating the Victoria mining and manufacturing company of the county of Louisa.

Mr. ANDERSON, from the committee on military affairs, to whom had been referred

No. 17. A senate bill entitled an act providing payment for horses taken in the service of the state, reported the same without amendment.

Mr. ANDERSON, from the same committee, presented the following report ; which, on his motion, was taken up for consideration :

The committee on military affairs have had under consideration the petition of O. P. Horn, major 4th regiment Virginia militia, referred to them by the governor of this commonwealth, and in reference thereto as well as to other claims of a like character, submit the following resolution :

Resolved, in the opinion of the general assembly of Virginia, that when the officers of the Virginia militia have been called into service, and have been mustered into the service of the Confederate States, and have actually performed the service required of them, they are entitled to the same pay as officers of the same rank in the volunteer service ; and if such pay shall be refused them by the Confederate States, the state of Virginia is legally and equitably bound for the same, and such payment by the state ought to be a charge against the Confederate States.

Mr. HUNTER moved to amend the resolution, by striking out all after the word "resolved," and inserting in lieu thereof the following :

"That the committee on military affairs be instructed to open communication with the confederate congress, with a view to obtain from that body such additional legislation as may be required in order to the payment of the Virginia militia engaged in the service of the Confederate States;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, was put, and decided in the affirmative.

Mr. EDMUNDS, from the joint committee on the library, presented a report ; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 65.

Mr. ROBERTSON, from the committee on banks, presented a report upon the petition of the stockholders and directors of the Roanoke savings bank ; the petition of the stockholders of the Buchanan savings bank ; petitions of citizens of Prince Edward ; a resolution enquiring into the expediency of allowing savings banks to issue

small notes; a resolution of enquiry as to the expediency of authorizing the Franklin savings bank to issue small notes—with a recommendation that the bill heretofore reported by the committee on banks, upon the subject of penalties and forfeitures for issuing small notes, should pass, and that the committee be discharged from the further consideration of said petitions and resolutions.

Mr. ROBERTSON, from the same committee, presented an adverse report to the petition to incorporate the Bank of Commerce of the city of Richmond.

Mr. ANDERSON of Botetourt submitted the following resolution:

Resolved by the general assembly of Virginia, that the board of exemptions of Henrico county be authorized to exempt from the call under the proclamation of the governor of the 10th instant, the following named person, viz: James O. Keef, superintendent of Hollywood cemetery.

Mr. ROBERTSON moved to amend the resolution, by striking out the whole thereof, and inserting the following:

“Resolved by the general assembly of Virginia, that the governor be and is hereby authorized, in furtherance of the objects of the act of the 18th February 1862, and the resolutions of the 14th instant, of this legislature, to relieve from the operation of his proclamation of the 10th instant, concurrently with the boards of exemption, all cases enumerated in said act and resolutions; and also all cases embraced in the spirit of the said act and resolutions, which the necessities of the public service or exigencies of a private nature may urgently require to be relieved.”

And the question being on agreeing thereto, was put, and decided in the negative.

The question recurring on agreeing to the resolution, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. EDMUNDS, the 13th rule, which prohibits the speaker from calling a member to the chair for a period longer than three days, was suspended until further order.

The joint resolution in relation to the claims of Col. William J. Willey, being the unfinished business of Saturday, was taken up; and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 84.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bass, Bayse, Blue, Bouldin, Bradford, Carpenter, Cazenove, Cecil, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fleming, Fletcher, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdagh, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Reid, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thomas, Thrash, Vermillion, Ward, West, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wooten, Wright and Wynne—84.

A message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had passed a joint

resolution exempting clerks of district courts: in which they respectfully requested the concurrence of the house of delegates.

No. 133. A bill entitled an act to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, with the substitute thereto proposed by the senate, by way of amendment, was taken up, on motion of Mr. ANDERSON of Rockbridge; and the question being on agreeing to the substitute proposed by the senate, the roll was called, with the following result—  
Ayes 73, noes 11:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bass, Bayse, Blue, Bradford, Carpenter, Cazenove, Dabney, J. D. Davis, R. J. Davis, Dice, Eggleston, Fleming, Fletcher, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Pitman, Reid, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shaffer, Sherrard, Small, Staples, Steger, Tate, Taylor, Thomas, Thrash, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Wynne—73.

NOES—Messrs. Cecil, Clarke, Edmunds, Green, Jones, Rives, Shannon, Spady, Vermilion, Ward and West—11.

Seventy-seven members not having voted in favor of the substitute, the SPEAKER announced the substitute rejected.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. WILSON of Isle of Wight,

Resolved, that the clerk of the house be directed to have published in the newspapers of the city the joint resolution in relation to discharges of militia mustered into the service of the Confederate States.

On motion of Mr. WOODSON,

Resolved, that a special committee of this house be appointed to consider the expediency of incorporating a savings bank in Harrisonburg in the county of Rockingham.

The SPEAKER announced the following committee: Messrs. Woodson, Carpenter and McLaughlin.

Mr. WEST submitted the following resolution:

Resolved, that this house after to-day meet at 10 o'clock A. M.; which being objected to, was laid over under the rule.

On motion of Mr. LOCKRIDGE,

Resolved, that a special committee of three be appointed by the chair, with leave to report a bill authorizing the trustees of the Oak grove church in the county of Pocahontas to sell and convey a portion of the ground belonging to said church.

The SPEAKER announced the following committee: Messrs. Lockridge, Fleming and Mathews.

A joint resolution this day communicated from the senate, exempting clerks of district courts, was taken up, on motion of Mr. RUTHERFORD, and agreed to.

On motion of Mr. WILSON of Isle of Wight, the house adjourned until to-morrow, 11 o'clock.

TUESDAY, MARCH 18, 1862.

Prayer by Rev. Mr. Conwell of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 17, 1862.

The senate have passed bills entitled:

An act to redress loyal citizens injured by the exercise of usurped power, No. 51.

An act authorizing the auditor of public accounts to suspend the institution of legal proceedings against sheriffs in certain counties, No. 102.

In which they respectfully request the concurrence of the house of delegates.

No. 51. A senate bill entitled an act to redress loyal citizens injured by the exercise of usurped power, was read a first and second times, and on motion, referred to the committee for courts of justice.

No. 102. A senate bill entitled an act authorizing the auditor of public accounts to suspend the institution of legal proceedings against sheriffs in certain counties, was read a first and second times, and on motion, was referred to the committee on finance.

Mr. MONTAGUE, from the joint committee on the penitentiary, presented a report; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 66.

Mr. SPADY, from the committee on bonds of public officers, presented a report; which, on his motion, was laid on the table and ordered to be printed. Doc. No. 67.

Mr. RUTHERFOORD, from the committee for courts of justice, presented

No. 161. A bill for the relief of the jailor of Richmond city.

Mr. FLEMING, from a special committee, presented

No. 162. A bill authorizing the trustees of Oak grove church to sell and convey property; which was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. BOULDIN, leave of absence was granted him for the remainder of the session.

On motion of Mr. STEGER,

Resolved, that the governor of this commonwealth be requested to inform this house what progress has been made in the execution of the act passed by the general assembly on February 10th, 1862, entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States.

Mr. ROBERTSON, from the committee on banks, to whom had been referred

No. 45. A senate bill entitled an act for the relief of savings banks and other corporations of this commonwealth, and exempting them from the penalties imposed by existing laws for the issue of small notes, reported the same with amendment.

Subsequently, the amendment was agreed to, and as amended was read a third time and passed—Ayes 48, noes 33.

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Blue, Bradford, Buford, Cazenove, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Friend, Garrison, Gatewood, Gilmer, Grattan, Hopkins, Hunter, Hunt, Irby, Jones, Kaufman, Lundy, Mathews, A. W. McDonald, McKinney, McLaughlin, R. E. Nelson, W. G. T. Nelson, Newton, Pitman, Reid, Robertson, Rutherford, P. Saunders, Sheffey, Staples, Steger, Thrash, Tyler, Ward, Williams, S. Wilson, Woodhouse, Woodson and Wynne—48.

**NOES**—Messrs. Kemper (speaker), Bayse, Carpenter, Cecil, Clarke, Ewing, Fleming, Franklin, George, Gillespie, Green, Harrison, Johnson, Jordan, Kyle, Lockridge, Mallory, McCamant, I. E. McDonald, Minor, Orgain, Rives, Robinson, Rowan, Shannon, Small, Sherrard, Tate, Vermillion, West, J. L. Wilson, Woolfolk and Wooten—33.

The report of the committee for courts of justice, as to the number constituting a majority elected to each house of the general assembly, was taken up, on motion of Mr. HUNTER; and the question being on agreeing to the first resolution of the committee, Mr. FLEMING moved to amend the resolution, by substituting therefor the following resolution, reported by the minority of the committee:

“Resolved, that under existing circumstances, it requires the concurrence of 77 members of this house voting in the affirmative, to give to any act designated in the 26th section of article 4 of the constitution of Virginia, the force of a law.”

And the question being on agreeing thereto, was put, and decided in the negative—Ayes 29, noes 58.

On motion of Mr. EDMUNDS, the vote was recorded as follows:

**AYES**—Messrs. Bouldin, Buford, Carpenter, Cazenove, Edmunds, Evans, Fleming, Garrison, Grattan, Green, Harrison, Irby, Johnson, Jones, Lundy, Mallory, A. W. McDonald, McKinney, R. E. Nelson, W. G. T. Nelson, Orgain, Rives, Sheffey, Spady, Tate, West, J. L. Wilson, Woodson and Wooten—29.

**NOES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Blue, Bradford, Cecil, Clarke, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Hopkins, Hunter, James, Jordan, Kaufman, Kyle, Lockridge, Lynn, Mathews, McCamant, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, Newton, Pitman, Reid, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Staples, Steger, Thomas, Thrash, Tyler, Vermillion, Ward, Williams, S. Wilson, Woodhouse, Woolfolk and Wynne—58.

The question recurring on agreeing to the first resolution of the committee, was put, and decided in the affirmative—Ayes 58, noes 31.

On motion of Mr. HARRISON, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bass, Bayse, Blue, Bradford, Cecil, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Hopkins, Hunter, James, Jordan, Kaufman, Kyle, Lockridge, Lynn, Mathews, McCamant, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, Newton, Pitman, Reid, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Small, Staples, Steger, Thomas, Thrash, Tyler, Vermillion, Ward, Williams, S. Wilson, Woodhouse and Wynne—58.

**NOES**—Messrs. Kemper (speaker), Bouldin, Buford, Carpenter, Cazenove, Edmunds, Evans, Fleming, Garrison, Grattan, Green, Harrison, Hunt, Johnson, Jones, Lundy, Mallory, A. W. McDonald, McKinney, R. E. Nelson, W. G. T. Nelson, Orgain, Riddick, Rives, Sheffey, Spady, Tate, West, J. L. Wilson, Woodson and Wooten—31.

The question being on agreeing to the second resolution, was put, and decided in the affirmative—Ayes 58, noes 30.

On motion of Mr. MALLORY, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, F. T. Anderson, Bayse, Blue, Bradford, Cecil, Clarke, Dabney, J. D. Davis, Dice, Eggleston, Ewing, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Irby, James, Jordan, Kaufman, Kyle, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague,



Murdaugh, Newton, Pitman, Reid, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Small, Staples, Thomas, Thrash, Tyler, Vermillion, Ward, Williams, S. Wilson, Woodhouse, Woolfolk and Wynne—58.

NOES—Messrs. Kemper (speaker), Bouldin, Buford, Carpenter, Cazenove, R. J. Davis, Edmunds, Evans, Fleming, Garrison, Grattan, Harrison, Hunt, Johnson, Jones, Lundy, Mallory, McKinney, R. E. Nelson, W. G. T. Nelson, Orgain, Riddick, Rives, Sheffield, Spady, Steger, Tate, West, J. L. Wilson, Woodson and Wooten—30.

The question being on agreeing to the preamble, was put, and decided in the affirmative.

The preamble and resolutions as agreed to are as follows :

Whereas it is prescribed by the 8th, 12th, 22d and 26th sections of the 4th article of the constitution, that in certain specified cases the will of the general assembly shall only be determined by the concurrence of different fractional parts, therein named, of the whole number of members elected to each house ; and whereas this house, being, by the 9th section of the same article, invested with exclusive jurisdiction to judge of the election, qualification and returns of its members, has declared that vacancies exist in the representation of the counties of Ohio, Preston, Monongalia, Harrison, Marion, Kanawha, Brooke, Hancock, Marshall, Wetzel, Taylor, Upshur, Lewis, Wood, Putnam and Mason, and from the election districts composed of the counties of Ritchie and Pleasants, Doddridge and Tyler, Jackson and Roane, and Randolph and Tucker : And whereas, in consequence of the occupation of said counties by the public enemy, it has been and is impracticable to fill these vacancies, by issuing writs of election in the mode prescribed by the constitution, and this house has determined not to fill said vacancies under the authority conferred by ordinance No. 95 of the convention, so that there are now no members of this body, and may be none during the present session, from any of the counties above named, by reason whereof the number of "members elected" to this house is reduced from one hundred and fifty-two to one hundred and twenty-six : Therefore,

1. Resolved, that this house hereby declares that the whole number of its "members elected," in the true intent and meaning of the 8th, 12th, 22d and 26th sections of the 4th article of the constitution, to be one hundred and twenty-six, and that, "under existing circumstances," and until the farther action of this body, a vote of seventy-six members is to be regarded as the three-fifths required under the said 8th section ; that a vote of eighty-four members constitutes the two-thirds required under the said 12th section ; and that a vote of sixty-four members is the majority required under said 22d and 26th sections of said 4th article.

2. Resolved further, that it is the true intent and meaning of the 8th section of the 4th article of the constitution, that a majority of each house, constituting a quorum to do business, shall be a majority of the members of each house ; and this house having, in the exercise of its exclusive jurisdiction to judge of the election, qualification and returns of its members, determined that the whole number of members of the present house of delegates is one hundred and twenty-six, a majority of said number now constitutes a quorum to do business.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate insisted on their amendments to house bill entitled an act to suspend the work on the Kanawha river, and to authorize the application of a part of the loan made for that improvement, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river, No. 132.

Subsequently, on motion of Mr. ANDERSON of Botetourt, the bill and amendments were taken up.

Mr. ANDERSON moved that the house recede from its disagreement to the senate's amendments; and the question being on agreeing thereto, the roll was called, with the following result—Ayes 67, noes 13:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bass, Bayse, Blue, Bradford, Buford, Carpenter, Cazenove, Dabney, J. D. Davis, R. J. Davis, Dice, Eggleston, Evans, Ewing, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Irby, James, Jordan, Kyle, Lockridge, Lynn, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Pitman, Reid, Riddick, Robertson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Sherrard, Small, Staples, Steger, Tate, Thrash, Tyler, Ward, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten and Wynne—67.

NOES—Messrs. Clarke, Edmunds, Franklin, Harrison, Johnson, Jones, Lundy, Mallory, Orgain, Rives, Spady, Vermillion and West—13.

More than 64 members having voted in favor of the motion, the SPEAKER announced, under the resolution of the house, this day adopted, that the house had receded from its disagreement to the amendments of the senate, and that the amendments were agreed to.

Ordered, that the clerk inform the senate thereof.

A message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had passed a bill entitled an act to provide for the trial of persons charged with offences committed in counties in possession of the enemy, or threatened with immediate invasion, No. 111; and a bill entitled an act making an appropriation to the civil contingent fund, No. 117.

Which said last mentioned bill was taken up, on motion of Mr. EDMUNDS, read a first and second times, and on his motion, read a third time and passed—Ayes 78.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bass, Bayse, Blue, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jordan, Kaufman, Kyle, Lundy, Mallory, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Thrash, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten and Wynne—78.

Ordered, that the clerk inform the senate thereof.

No. 130. An engrossed bill to pay John Kelley, surviving partner of Kelley & Larguey, the amount of a judgment of the circuit court of the city of Richmond against the board of public works, was taken up, on motion of Mr. WOOLFOLK, read a third time and passed—Ayes 79, noes 2.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bass, Bayse, Blue, Bradford, Buford, Carpenter, Cazenove, Clarke, Dabney, J. D. Davis, R. J. Davis, Dice,

Eggleston, Ewing, Fleming, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Minor, Montague, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Robertson, Robinson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Thomas, Thrash, Tyler, Vermillion, Ward, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Wynne—79.

NOES—Messrs. Edmunds and Rives—2.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. LOCKRIDGE submitted a resolution; which, on motion of Mr. JAMES, was amended, and as amended agreed to.

The resolution is as follows:

Resolved by the general assembly of Virginia, that one master machinist, one master spinner and one master carder engaged in the manufacture of cotton and woolen yarn, shall be exempt from military duty, under the proclamation of the governor of the 10th of March 1862.

Ordered, that Mr. JAMES carry the same to the senate, and request their concurrence.

On motion of Mr. BAYSE,

Resolved, that leave be given to bring in a bill to amend the first section of an act passed March 29, 1858, entitled an act concerning ferries in the counties of Russell and Wise.

The SPEAKER announced the following committee: Messrs. Bayse, Wynne and Ewing.

Subsequently, Mr. BAYSE, from the committee, presented the following bill; which, on his motion, was read a first time, and ordered to be read a second time:

No. 164. A bill to amend the first section of an act passed March 29, 1858, entitled an act concerning ferries in the counties of Russell and Wise.

On motion of Mr. RIVES,

Resolved, that the committee on military affairs enquire into the expediency of reporting a bill requiring the white male population over sixteen years of age in the rural districts, and not in the military service, to perform patrol or police duty.

On motion of Mr. BASS,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of providing by law for the proper course to be pursued, where persons drafted into service for the war, or where called out under the proclamation of the governor, shall refuse to be mustered into service, and report as early as practicable.

No. 9. A bill to suspend sales and legal proceedings in certain cases, and to repeal an ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, with the pending amendments thereto, heretofore submitted, was taken up, on motion of Mr. HUNTER.

Mr. BRADFORD moved the indefinite postponement of the bill and amendments; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 29, noes 51.

On motion of Mr. BRADFORD, the vote was recorded as follows :

**AYES**—Messrs. Bradford, Clarke, J. D. Davis, Edmunds, Eggleston, Gillespie, Green, Johnson, Jordan, Kaufman, Kyle, Mallory, McCamant, A. W. McDonald, McLaughlin, R. E. Nelson, Newton, Orgain, Robinson, Rowan, R. C. Saunders, Shannon, Small, Sherrard, Thrash, Vermillion, J. L. Wilson, Woodhouse and Wooten—29.

**NOES**—Messrs. Kemper (speaker), F. T. Anderson, Bass, Bayse, Blue, Buford, Cazenove, Cecil, Dabney, R. J. Davis, Dice, Evans, Ewing, Franklin, Friend, Garrison, George, Gilmer, Harrison, Hopkins, Hunter, Hunt, Irby, James, Jones, Lockridge, Lundy, Mathews, McKinney, Minor, Montague, W. G. T. Nelson, Pitman, Reid, Riddick, Robertson, Rutherford, P. Saunders, Sheffield, Spady, Staples, Steger, Tate, Tyler, Ward, West, Williams, S. Wilson, Woodson, Woolfolk and Wynne—51.

Pending the further consideration of the bill and amendments, the house adjourned until to-morrow, 11 o'clock.

WEDNESDAY, MARCH 19, 1862.

Prayer by Rev. Dr. Read of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 18, 1862.

The senate have disagreed to the joint resolution from the house of delegates exempting the superintendent of Hollywood cemetery from the call under the proclamation of the governor of the 10th March 1862.

The following senate bill was read a first and second times, and on motion referred to the committee for courts of justice :

No. 111. A bill to provide for the trial of persons charged with offences committed in counties in possession of the enemy, or threatened with immediate invasion.

Mr. NEWTON, from the committee on finance, to whom had been referred the following senate bills, reported the same without amendment :

No. 94. A senate bill entitled an act to relieve the sureties of Robert Chambers, late sheriff of Boone county.

No. 102. A senate bill entitled an act authorizing the auditor of public accounts to suspend the institution of legal proceedings against sheriffs in certain counties.

Mr. NEWTON, from the same committee, presented an adverse report to a resolution enquiring into the expediency of refunding a sum of money to William Rock of Botetourt county.

Mr. WOODSON, from a special committee, presented the following bill :

No. 165. A bill to incorporate the Rockingham savings bank in the county of Rockingham ; which, on his motion, was read a first and second times, and on motion of Mr. ROBERTSON, laid on the table.

On motion of Mr. JAMES,

Resolved, that the committee on military affairs report to this house what legislation, if any, is necessary to enable Virginia to re-

ceive the proper credit for the military force now being raised by recruiting officers throughout the state, and by officers acting under authority of the secretary of war.

On motion of Mr. SHEFFEY,

Resolved, that a select committee be appointed to enquire into the expediency of amending the 63d ordinance of the convention of Virginia, authorizing banks to change their places of business.

The SPEAKER announced the following committee, under said resolution: Messrs. Sheffey, Robertson and Gilmer.

Subsequently, Mr. SHEFFEY, from the committee, presented the following bill:

No. 166. A bill to amend and re-enact the 63d ordinance of the convention authorizing banks to change their places of business.

The SPEAKER presented the following communication from Mr. John J. Coleman; which was read, and on motion of Mr. BRADFORD, laid on the table:

MONROE COUNTY, VA., March 7, 1862.

SIR:

The condition of my family makes it my duty to resign my seat in the house of delegates of Virginia. You will please communicate my resignation to that body, and ask that it may be received.

I am, respectfully,

Your ob't serv't,

JOHN J. COLEMAN.

*Hon. J. L. Kemper,*

*Speaker House of Delegates of Va.*

No. 162. An engrossed bill authorizing the trustees of Oak grove church in the county of Pocahontas to sell and convey property, was taken up, on motion of Mr. LOCKRIDGE, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 46. An engrossed bill declaring a portion of South Anna river a lawful fence, was taken up, on motion of Mr. TAYLOR, amended, and as amended, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. TAYLOR carry the same to the senate, and request their concurrence.

The following engrossed bills were read a third time and passed:

No. 110. An engrossed bill to amend and re-enact the eighth section of chapter one hundred and fifty-one of the Code of Virginia, so as to provide an indemnity to officers levying attachments.

No. 111. An engrossed bill extending the time for sheriffs and other collectors to distress for taxes and arrears of taxes.

No. 112. An engrossed bill to amend the second section of the act incorporating the Thorn rose cemetery at Staunton.

No. 113. An engrossed bill to compensate Samuel S. Bryant for

certain services as prosecutor in the hustings court of Danville—  
Ayes 83, no 1.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Barbour, Bass, Bayso, Blue, Booton, Bradford, Buford, Cazenove, Cecil, Clarke, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Shannon, Sheffey, Small, Sherrard, Staples, Tate, Taylor, Thrash, Tyler, Vaiden, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wootten and Worsham—83.

No—Mr. P. Saunders—1.

No. 114. An engrossed bill for the relief of Robert Cooke—  
Ayes 83.

AYES—Messrs. Kemper (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bradford, Buford, Cecil, Clarke, Crockett, Custis, Dabney, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, Shannon, Sheffey, Small, Sherrard, Staples, Tate, Thrash, Tyler, Vaiden, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wootten and Worsham—83.

No. 117. An engrossed bill to pay to George Cooper a certain sum of money for services as clerk of the 115th regiment of militia—  
Ayes 82, no 1.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Bass, Bayse, Blue, Bradford, Carpenter, Cazenove, Cecil, Crockett, Custis, Dabney, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, P. Saunders, Shannon, Sheffey, Sherrard, Small, Staples, Tate, Taylor, Thrash, Tyler, Vaiden, Vermillion, Ward, Williams, J. L. Wilson, S. Wilson, Woodson, Woolfolk, Wootten and Worsham—82.

No—Mr. West—1.

No. 119. An engrossed bill releasing a lien to the Richmond and Petersburg rail road company—Ayes 73, noes 8.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bass, Blue, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, Crockett, Custis, Dabney, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Grattan, Green, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, R. C. Saunders, Sheffey, Sherrard, Small, Spady, Staples, Tate, Taylor, Thrash, Tyler, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Worsham—73.

NOES—Messrs. Edmunds, Harrison, Minor, Reid, P. Saunders, Vaiden, Vermillion and West—8.

No. 126. An engrossed bill concerning the sinking fund.

No. 127. An engrossed bill for the relief of Wilson Hix, sheriff of Appomattox county.

Mr. FLOOD submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time.

The bill was then read a third time and passed—Ayes 75, noes 9.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baskerville, Bass, Blue, Booton, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, Crockett, Custis, Dabney, R. J. Davis,

Dice, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Green, Harrison, Hunt, Irby, James, Johnson, Jones, Jordan, Kyle, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Rowan, Rutherford, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Tate, Thrash, Tyler, Vaiden, Ward, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk and Wootten—75.

NOES—Messrs. Barbour, Bayse, Edmunds, Friend, Grattan, Hunter, P. Saunders, R. C. Saunders, Vermillion and West—9.

No. 129. An engrossed bill for the relief of Archibald M. Drew—Ayes 73, noes 8.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bayse, Blue, Booton, Bradford, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Custis, Dabney, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Harrison, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Rowan, Rutherford, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Tate, Thrash, Tyler, Vaiden, Ward, J. L. Wilson, S. Wilson, Woodhouse and Woolfolk—73.

NOES—Messrs. Bass, Garrison, Grattan, Minor, P. Saunders, Vermillion, West and Wootten—8.

No. 104. An engrossed bill appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county to the salt works in Braxton county.

Mr. SHEFFEY submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time.

The bill was then read a third time and passed—Ayes 81, noes 11.

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Baskervill, Bass, Blue, Bradford, Buford, Carpenter, Cazenove, Cecil, H. N. Coleman, Crockett, Custis, Dabney, J. D. Davis, R. J. Davis, Dice, Eggleston, Evans, Fleming, Flood, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, Rutherford, R. C. Saunders, Sheffey, Sherrard, Small, Staples, Tate, Taylor, Thomas, Thrash, Tyler, Vaiden, Ward, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Worsham—81.

NOES—Messrs. Bayse, Booton, Edmunds, Friend, Mallory, P. Saunders, Shannon, Spady, Vermillion, West and J. L. Wilson—11.

Ordered, that Mr. McLAUGHLIN carry the same to the senate, and request their concurrence.

Ordered, that the clerk communicate to the senate the foregoing bills, not otherwise communicated, and request their concurrence therein.

The following engrossed bills were taken up, and on motions severally made, laid on the table:

No. 124. A bill compensating R. H. Phillips for private property taken possession of for the use of the state.

No. 125. A bill directing the board of public works to complete the Morgan and Frederick turnpike.

No. 128. A bill for the relief of James Reid.

No. 93. A senate bill entitled an act for the relief of Robert Shields, late sheriff of the county of York, was taken up, on motion of Mr. CUSTIS, and recommitted to the committee on finance.

Mr. HUNTER submitted the following resolution; which, on his motion, was laid upon the table:

Resolved, that the SPEAKER be directed to issue writs of election to fill the vacancies which now exist in the representation of this house; that said writs (in blank as to the days of election) be placed in the hands of the governor, to be executed by elections for the several counties and election districts, at such times as in his discretion may be deemed expedient; and the governor is hereby empowered to fill the blanks in such writs as to the respective days of election.

Mr. RUTHERFOORD presented the petition of sundry citizens of Goochland county, asking for exemption of the overseer of Dr. John Morris of said county; which, on his motion, was referred to the committee on military affairs.

Mr. WOOLFOLK submitted the following resolution:

Resolved by the general assembly, that whenever a volunteer in the confederate army has furnished, or who may hereafter furnish a substitute for the war, who is not or will not become liable to militia duty under the present laws of the state, and who has been accepted and mustered into service, the governor is hereby authorized and requested to grant the said volunteer so furnishing a substitute, a discharge from militia duty:

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. WOOLFOLK carry the same to the senate, and request their concurrence.

Mr. MINOR, on his own motion, was excused from attendance upon the sessions of the house from Friday the 21st instant, till Tuesday the 26th instant, inclusive.

No. 85: An engrossed bill for the relief of Thomas McCormick, was taken up, on motion of Mr. CARPENTER; and the question being on the passage of the bill, the roll was called, with the following result—Ayes 32, noes 43:

AYES—Messrs. Kemper (speaker), Barbour, Bayse, Blue, Carpenter, Cazenove, Cecil, Crockett, Dice, Fleming, Flood, George, James, Johnson, Jones, Kyle, Lockridge, Lundy, Mathews, McCamant, L. E. McDonald, McLaughlin, Minor, W. G. T. Nelson, Orgain, Rowan, Sheffey, Small, Taylor, Thrash, Vaiden and Woodson—32.

NOES—Messrs. F. T. Anderson, Bass, Booton, Bradford, Clarke, R. J. Davis, Edmunds, Eggleston, Evans, Franklin, Garrison, Gatewood, Gillespie, Grattan, Green, Harrison, Hunter, Irby, Jordan, Mallory, A. W. McDonald, Montague, Murdaugh, Newton, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Staples, Tate, Vermillion, Ward, West, J. L. Wilson, S. Wilson, Woodhouse, Wootten and Worsham—43.

Resolved, that the bill be rejected.

No. 151. An engrossed bill for an increase of the capital stock of the Wytheville and Grayson turnpike company, was taken up, on motion of Mr. CROCKETT; and the question being on the passage of the bill, the roll was called, with the following result—Ayes 44, noes 31:

AYES—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Bass, Blue, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Gatewood, George, Gilmer, Hopkins, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lockridge, Mathews, McCamant, McLaughlin, Minor, Montague, Pitman, Reid, Robertson, Rowan, Shannon, Sheffey, Staples, Tate, Taylor, Thrash, Ward and Wootten—44.



NOES—Messrs. Baskervill, Bayse, Booton, Edmunds, Evans, Friend, Garrison, Grattan, Harrison, Hunter, Jones, Lundy, Mallory, A. W. McDonald, Murdaugh, W. G. T. Nelson, Newton, Orgain, Rives, Robinson, Rutherford, R. C. Saunders, Small, Sherrard, Spady, Vaiden, West, Williams, J. L. Wilson, S. Wilson and Woodson—31.

Resolved, that the bill be rejected.

On motion of Mr. MALLORY,

Resolved, that permission be given to bring in a bill authorizing the sale of that portion of the Roanoke valley rail road which has been completed, from Clarkesville in Mecklenburg county to the Raleigh and Grayson rail road in North Carolina.

No. 158. A bill to amend, re-enact and extend an act entitled an act to authorize the banks of the commonwealth to issue notes of the denomination of one and two dollars, passed January 24th, 1862, was taken up, on motion of Mr. ROBERTSON, read a first and second times, and on motion of Mr. SHEFFEY, was laid on the table, and made the order of the day for to-morrow at 12 o'clock.

The following resolution, heretofore submitted, was taken up, on motion of Mr. ANDERSON of Rockbridge:

Resolved, that this house will, with the consent of the senate, adjourn sine die on Friday the 21st instant, at 2 o'clock.

Mr. FLEMING moved to amend the resolution, by striking out "21st," and inserting "26th."

Mr. CAZENOVE moved to amend the amendment, by inserting "28th;" and the question being on agreeing thereto, was put, and decided in the affirmative. Pending the further consideration of which,

On motion of Mr. TATE, the house adjourned until to-morrow, 11 o'clock.

## THURSDAY, MARCH 20, 1862.

Prayer by Rev. Mr. Conwell of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 19, 1862.

The senate have agreed to the amendments proposed by the house of delegates to senate bill, entitled:

An act for the relief of savings banks and other corporations of this commonwealth, and exempting them from the penalties imposed by existing laws for the issue of small notes, No. 45.

And they have disagreed to the resolution from the house of delegates in relation to exemptions.

The committee on enrolled bills in the senate having examined sundry such bills, and found them correctly enrolled, they have been signed by their president, and are now communicated to the house of delegates for further signature.

They have passed house bill entitled:

An act imposing taxes for the support of government, No. 82, with amendments.

In which amendments they respectfully request the concurrence of the house of delegates.

No. 82. A bill entitled an act imposing taxes for the support of government, with the amendments thereto proposed by the senate, was taken up, and on motion, laid on the table.

Mr. BUFORD, from the special committee to whom had been referred the following bill, reported the same without amendment:

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina, entitled an ordinance to incorporate the Piedmont rail road company.

On motion of Mr. EDMUNDS,

Resolved, that the committee for courts of justice enquire what legislation, if any, is necessary to carry into effect the constitution adopted by the convention on the 5th day of December 1861, should the said constitution be ratified by the voters of the commonwealth.

On motion of Mr. EDMUNDS,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill providing for annual meetings of the general assembly, in the event of the ratification of the constitution, adopted by the convention on the 5th day of December 1861.

Mr. STEGER presented the memorial of Joseph R. Anderson & Co., in relation to a paragraph in the annual message of the governor; which was ordered to be laid upon the table.

Mr. BURKS presented the memorial of William M. Burwell et al., citizens of Bedford county, asking that the legislature will take immediate measures to promote the introduction and progress of certain manufactures of primary necessity for the defence of the country and the comfort of the people; which, on his motion, was referred to the committee on agriculture and manufactures.

Mr. MATHEWS submitted the following resolution:

Resolved by the general assembly of Virginia, that the printer for the court of appeals at Lewisburg be exempted from the operation of the proclamation of the governor calling out the entire militia of the state; and the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. MATHEWS carry the same to the senate, and request their concurrence.

Mr. REID submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly, that in addition to the exemptions heretofore authorized by law, the following named classes of persons shall be exempt from military service, to wit: Agents, owners and masters of freight boats; owners, agents, captains, mates, drivers, and boat hands of packet boats, and boat builders on the James river and Kanawha canal: provided, that the president or secretary of the company shall certify, on honor, that the services of any such person are necessary for conducting efficiently the operations of said canal.

A resolution heretofore submitted by Mr. HUNTER, in relation to issuing writs of election to fill vacancies now existing in the house of delegates, was taken up, on his motion, and agreed to.

On motion of Mr. CROCKETT,

Resolved, that the SPEAKER of this house tender the use of this hall to the confederate congress, when the legislature shall have adjourned sine die.

No. 131. An engrossed bill entitled a bill legalizing the manufacture of alcohol, was taken up, read a third time, and passed.

Ordered, that Mr. CAZENOVE carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. THOMAS of Henry, who informed the house of delegates that the senate had passed a joint resolution exempting an additional deputy sheriff in the county of Franklin: in which they request the concurrence of the house of delegates.

The resolution was taken up and agreed to.

Ordered, that the clerk communicate the same to the senate.

Mr. BUFORD presented the petition of Thomas Sparks et al., in regard to the exemption of C. H. Tompkins from military duty; and a petition from citizens of Pittsylvania county, praying the exemption of Thomas W. Carter from military duty; which, on his motion, were laid upon the table.

Mr. BUFORD submitted the following resolution; which, on his motion, was laid upon the table:

Resolved by the general assembly, that the board of exemption be and they are authorized to exempt from military duty, under the proclamation of the governor of the 10th instant, all tanners who, at the date of said proclamation, were actually engaged in the business of tanning, whenever, in the opinion of the board, any such exemption is necessary to the community in which any such tanner may reside.

No. 154. An engrossed bill entitled a bill to amend an act entitled an act to prevent free negroes and slaves from owning dogs in the counties of Essex, King & Queen, James City and New Kent, passed March 29, 1858, was taken up; and the question being on the passage thereof, was put, and decided in the negative.

Resolved, that the bill be rejected.

The joint order of the day for the election of a secretary of the commonwealth, a treasurer, an auditor of public accounts, a second auditor, a register of the land office, a public printer, a superintendent of the penitentiary, and a general agent and storekeeper of the penitentiary, was taken up and read.

Mr. FLEMING moved that the election of a superintendent of the penitentiary be first proceeded with; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BARBOUR nominated *James F. Pendleton*, and Mr. McDONALD of Hampshire nominated *Charles Blue*.

Ordered, that Mr. BARBOUR inform the senate that the house of delegates was ready on their part to proceed with the execution of the joint order, so far as it related to the election of a superintendent of the penitentiary, and that *James F. Pendleton* and *Charles Blue* were in nomination for that office.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate was ready to proceed to the election of a superintendent of the penitentiary, and that no additional nominations had been made in that body.

The roll was then called, with the following result :

*For James F. Pendleton*—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Bayse, Buford, Burks, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Eggleston, Evans, Flood, Franklin, George, Gillespie, Gilmer, Irby, James, Kyle, Mathews, McCamant, I. E. McDonald, McKinney, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Noland, Riddick, Robertson, P. Saunders, R. C. Saunders, Sheffey, Staples, Steger, Vaiden, Vermillion and S. Wilson—42.

*For Charles Blue*—Messrs. Baskervill, Bass, Booton, Bradford, Carpenter, Cazenove, H. N. Coleman, Custis, Dice, Edmunds, Fleming, Friend, Garrison, Gatewood, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Johnson, Jones, Jordan, Kaufman, Laidley, Lockridge, Lundy, Lynn, Mallory, A. W. McDonald, McLaughlin, Minor, Newton, Orgain, Pitman, Prince, Reid, Rives, Robinson, Rowan, Small, Sherrard, Spady, Tate, Taylor, Thomas, Thrash, Ward, Williams, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—57.

The SPEAKER appointed Messrs. Barbour, McDonald of Hampshire, Sheffey, Bradford, Bass, Worsham and Lynn a committee to meet a committee on the part of the senate, to count the joint vote, who having performed that duty, subsequently reported, through their chairman, Mr. BARBOUR, as follows :

Whole number of votes, 136 ; necessary to a choice, 69 ; of which *Charles Blue* received 71 votes, and *James F. Pendleton*, 65 votes.

*Charles Blue*, Esq. having received a majority of all the votes cast, was declared duly elected superintendent of the penitentiary for the constitutional term commencing on the second day of January 1863.

Mr. SHEFFEY moved that the election of a second auditor, to fill the unexpired term of William A. Moncure deceased, be next proceeded with ; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. BARBOUR nominated *Henry W. Thomas* of Fairfax.

Mr. MATHEWS nominated *Thomas H. De Witt* of Richmond city.

Mr. DAVIS of Campbell nominated *Daniel A. Wilson* of Lynchburg.

Ordered, that Mr. BARBOUR inform the senate that the house of delegates was ready on their part to proceed with the execution of the joint order, so far as it related to the election of a second auditor, to fill the unexpired term of William A. Moncure deceased, and that *Henry W. Thomas* of Fairfax, *Thomas H. De Witt* of Richmond city and *Daniel A. Wilson* of Lynchburg were in nomination for that office.

A message was received from the senate by Mr. JOHNSON of Bedford, who informed the house of delegates that the senate was ready to proceed with the further execution of the joint order, so far as the same relates to the election of a second auditor to fill the unexpired term of William A. Moncure deceased, and that no further nominations had been made in that body.

The roll was then called with the following result :

*For Henry W. Thomas*—Messrs. Barbour, Buford, Cazenove, Cecil, Custis, Dice, Edmunds, Eggleston, Evans, Gillespie, Grattan, Green, Harrison, Hopkins, Hunt, Johnson, Jordan, Lundy, Lynn, A. W. McDonald, McKinney, McLaughlin, Murdaugh, Prince, Reid, Riddick, Robinson, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Tate, Thomas, Tyler, Vaiden and Woodhouse—39.

*For Thomas H. De Witt*—Messrs. Baskervill, Bass, Bayse, Carpenter, H. N. Coleman, Fleming, Friend, Gatewood, Gilmer, Hunter, Irby, James, Laidley, Lockridge, Mallory, Mathews, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Rives, Rowan, P. Saunders, Steger, J. L. Wilson, S. Wilson, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—32.

*For Daniel A. Wilson*—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Booton, Bradford, Burks, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Flood, Franklin, Gatewood, George, Jones, Kaufman, Kyle, McCamant, Montague, Pitman, Robertson, R. C. Saunders, Thrash, Vermillion, Ward, West and Williams—23.

The SPEAKER appointed Messrs. Barbour, Mathews, Davis of Campbell, Wilson of Isle of Wight, Cazenove, Woodson and Dabney a committee to meet a committee on the part of the senate, to count the joint vote, who having performed that duty, subsequently reported, through their chairman, Mr. BARBOUR, as follows:

Whole number of votes cast, 136; necessary to a choice, 69; of which *Henry W. Thomas* received 65 votes; *Thomas H. De Witt*, 36 votes; and *Daniel A. Wilson*, 35 votes.

No person having received a majority of all the votes cast, and the name of Mr. *Wilson* being dropped under the rule, the roll was again called, with the following result:

*For Henry W. Thomas*—Messrs. Kemper (speaker), F. T. Anderson, Barbour, Booton, Bradford, Cazenove, Cecil, Crockett, Custis, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, George, Gillespie, Grattan, Green, Harrison, Hopkins, Hunt, Johnson, Jordan, Lundy, Lynn, McCamant, I. E. McDonald, McKinney, McLaughlin, Murdaugh, Prince, Reid, Riddick, Shannon, Sheffey, Sherrard, Spady, Staples, Tate, Thomas, Tyler, Vaiden, Williams and Woodhouse—47.

*For Thomas H. De Witt*—Messrs. J. T. Anderson, Baskervill, Bass, Bayse, Burks, Clarke, H. N. Coleman, Dabney, R. J. Davis, Friend, Gilmer, Irby, James, Jones, Kaufman, Kyle, Laidley, Lockridge, Mathews, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Rives, Robertson, Rowan, P. Saunders, R. C. Saunders, Steger, Thrash, Vermillion, Ward, J. L. Wilson, S. Wilson, Woodson, Woolfolk, Wootten and Wynne—40.

The committee having retired, reported, through their chairman, as follows: Whole number of votes, 123; necessary to a choice, 62; of which *Henry W. Thomas* received 73 votes; *Thomas H. De Witt*, 45 votes; and *Daniel A. Wilson*, 5 votes.

*Henry W. Thomas*, Esq. having received a majority of the whole number of votes cast, was declared duly elected second auditor to fill the unexpired term of William A. Moncure deceased.

A message was received from the senate by Mr. FRAZIER, who informed the house of delegates that the senate had agreed to a resolution postponing the further execution of the joint order until to-morrow, at 12 o'clock.

The question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. SHEFFEY inform the senate thereof.

Mr. ANDERSON of Rockbridge, from a special committee, presented the following bills:

No. 167. A bill to carry into effect a contract with the lessees of the Washington and Smyth salt works, for the purchase of salt.

No. 168. A bill for the purchase of the Smyth and Washington salt works and plaster banks, and to provide for their management; which were read a first time, and ordered to be read a second time.

No. 158. A bill to amend, re-enact and extend an act entitled an act to authorize the banks of the commonwealth to issue notes of

the denomination of one and two dollars, passed 24th January 1862, being the order of the day, was taken up, on motion of Mr. ROBERTSON, and postponed to, and made the order of the day for to-morrow, at 12 o'clock.

On motion of Mr. CARPENTER, the house adjourned until to-morrow, 11 o'clock.

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FRIDAY, MARCH 21, 1862.

Prayer by Rev. Dr. Read of the Presbyterian church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 20, 1862.

The senate have passed house bills entitled:

An act to authorize the county court of Powhatan county to correct the assessment of the lands of A. S. Wooldridge's estate, No. 41.

An act authorizing the trustees of Oak grove church in the county of Pocahontas to sell and convey property, No. 162.

An act to pay to George Cooper a certain sum of money for services as clerk of the 115th regiment of militia, No. 117.

They have rejected house bill entitled:

An act for the relief of John Avis, late jailor of Jefferson county, No. 50.

Mr. CUSTIS, from the joint committee appointed to visit the Eastern lunatic asylum, presented a report; which, on his motion, was laid on the table.

Mr. BARBOUR, from the committee on finance, presented the following bill:

No. 170. A bill authorizing the issue of treasury notes.

Mr. BARBOUR, from the same committee, to whom had been re-committed

No. 93. A senate bill entitled an act for the relief of Robert Shield, late sheriff of the county of York, reported the same, with the recommendation that it do not pass.

On motion of Mr. ORGAIN,

Resolved, that the committee on finance be instructed to enquire into the expediency of assessing a tax of \_\_\_\_\_ per cent. on the whole estates, real and personal, of those who have been or shall hereafter be exempted from military duty, excepting the cases of those whose estates do not amount to \_\_\_\_\_ dollars; also of assessing a specific tax on all physicians upon whose certificates exemptions have been or shall be obtained; and also upon the fees of all agents employed in obtaining such exemptions.

Mr. CROCKETT presented the petition of Thomas F. Walker et al. of the county of Bland, in relation to the distillation of grain; which, on his motion, was laid on the table.

On motion of Mr. REID, the resolution submitted by him on yes-

terday, in relation to exemptions on the James' river canal, was taken up; and the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. DAVIS of Campbell,

Resolved, that a special committee be appointed, with authority to report a bill to amend an act passed 5th March 1862, entitled an act to incorporate the Confederate mutual life insurance company.

The SPEAKER appointed the following committee under the resolution: Messrs. Davis of Campbell, Wilson of Norfolk, Murdaugh and Riddick.

Mr. McDONALD of Hampshire submitted the following resolution:

Resolved, that it shall be lawful for the governor to furnish to the northwestern rangers two small cannon or mountain howitzers, with the necessary ammunition, to be placed in the hands of such captain as the governor may direct, to be used for the ranger service; and the governor is hereby authorized to accept one cavalry company among the companies authorized by the act passed the day of

1862, providing for the organization of rangers: provided the whole number of companies so accepted shall not exceed the number provided for in said act.

On his motion, the resolution was referred to the committee on military affairs.

No. 145. An engrossed bill entitled a bill amending an act passed the 28th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe, was taken up, on motion of Mr. ROWAN, read a third time and passed.

Ordered, that Mr. ROWAN carry the same to the senate, and request their concurrence.

No. 160. A bill incorporating the Victoria mining and manufacturing company of the county of Louisa, was taken up, on motion of Mr. GARRISON, read a first and second times, and ordered to be engrossed and read a third time.

No. 159. A bill to incorporate the Fredericksburg insurance company, was taken up, on motion of Mr. GARRISON, read a first and second times, and ordered to be engrossed and read a third time; and being forthwith engrossed, was, on motion of Mr. GARRISON, read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 63. An engrossed bill for the relief of Levi Johnson, was taken up, on motion of Mr. JOHNSON; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 6, noes 70:

AYES—Messrs. Grattan, Johnson, Kaufman, Laidley, Mathews and McLaughlin—6.

NOES—Messrs. Kemper (speaker), F. T. Anderson, Barbour, Blue, Booton, Bradford, Buford, Burks, Carpenter, Cazenove, Clarke, H. N. Coleman, Crockett, Dabney, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hunt, Irby, James, Jones, Jordan, Kyle, Lockridge, Lundy, Mallory, McCamant, I. E. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Rowan, P. Saunders, R. C. Saunders, Shannon, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Thrash, Vaiden, Vermillion, Ward, Williams, J. L. Wilson, S. Wilson, Woodhouse and Wootten—70.

Resolved, that the same be rejected.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had passed a bill entitled an act appropriating the public revenue for the fiscal year 1861-62, No. 81: in which they respectfully requested the concurrence of the house of delegates.

The house proceeded to the further execution of the joint order; which had for its object the election of certain officers of the government, so far as the same related to the election of a general agent and storekeeper of the penitentiary.

Mr. ROBERTSON nominated *Walter D. Blair*.

Mr. CROCKETT nominated *Mitchell B. Tate*.

Mr. MALLORY nominated *John Knote*.

Mr. CAZENOVE nominated *Robert M. Nimmo*.

Ordered, that Mr. CROCKETT inform the senate that the house of delegates was ready on their part to proceed with the execution of the joint order, so far as it related to the election of a general agent and storekeeper of the penitentiary, and that *Walter D. Blair*, *Mitchell B. Tate*, *John Knote* and *Robert M. Nimmo* were in nomination for that office.

A message was received from the senate by Mr. NASH, who informed the house of delegates that the senate was ready to proceed to the election of a general agent and storekeeper of the penitentiary, and that no additional nominations had been made in that body.

The roll was then called, with the following result:

*For Robert M. Nimmo*—Messrs. Kemper (speaker), F. T. Anderson, Bass, Carpenter, Cazenove, Friend, Gilmer, Grattan, Jones, Lundy, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Shetty, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Woodson—24.

*For John Knote*—Messrs. J. T. Anderson, Blue, Bradford, Buford, Dabney, R. J. Davis, Edmunds, Evans, Fleming, Green, Hunter, Hunt, Irby, Johnson, Jordan, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, Newton, Pitman, Riddick, Rives, Robinson, Small, Sherrard, Ward, Williams, Wootten and Wright—31.

*For Mitchell B. Tate*—Messrs. Barbour, Booton, Cecil, Clarke, H. N. Coleman, Crockett, Dice, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Kaufman, Kyle, McCamant, I. E. McDonald, Montague, Noland, Shannon, Staples, Tate, Thrash and Vermillion—27.

*For Walter D. Blair*—Messrs. Burks, James, Reid, Robertson, Rowan and P. Saunders—6.

The SPEAKER appointed Messrs. Crockett, Robertson of Richmond city, Mallory, Cazenove, Spady, Lockridge and Bass a committee to meet a committee on the part of the senate, to count the joint vote, who, having performed that duty, subsequently reported, through their chairman Mr. CROCKETT, as follows:

Whole number of votes cast,	-	125
Necessary to a choice,	-	63
<i>Robert M. Nimmo</i> received	-	49
<i>John Knote</i> received	-	35
<i>Mitchell B. Tate</i> received	-	34
<i>Walter D. Blair</i> received	-	7

No person having received a majority of all the votes cast, and the name of Mr. *Blair* being dropped under the rule, the roll was again called, with the following result:



*For Robert M. Nimmo*—Messrs. Kemper (speaker), F. T. Anderson, Bass, Carpenter, Cazenove, Garrison, Gilmer, Grattan, Jones, Lundy, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Sheffey, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Woodson—24.

*For John Knote*—Messrs. J. T. Anderson, Blue, Bradford, Buford, Dabney, R. J. Davis, Edmunds, Evans, Fleming, Green, Hunter, Irby, Johnson, Jordan, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, McKinney, Newton, Pitman, Riddick, Rives, Robertson, Robinson, P. Saunders, Small, Sherrard, Steger, Ward, Williams, Wooten and Wright—34.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Booton, Burks, Cecil, Clarke, H. N. Coleman, Crockett, Dice, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunt, James, Kaufman, Kyle, McCamant, I. E. McDonald, Montague, Reid, R. C. Saunders, Shannon, Staples, Tate, Thrash and Vermillion—32.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be :

Whole number of votes cast,	-	128
Necessary to a choice,	-	65
<i>Robert M. Nimmo</i> received	-	49
<i>John Knote</i> received	-	39
<i>Mitchell B. Tate</i> received	-	38
Scattering,	-	2

There being no election, the name of Mr. *Tate* was dropped under the rule, and the roll was again called, with the following result :

*For Robert M. Nimmo*—Messrs. Kemper (speaker), F. T. Anderson, Barbour, Bass, Carpenter, Cazenove, J. D. Davis, Friend, Garrison, Gillespie, Gilmer, Grattan, Jones, Lundy, McCamant, I. E. McDonald, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Sheffey, Spady, Staples, Tate, Taylor, Thomas, Vaiden, Vermillion, J. L. Wilson, S. Wilson, Woodhouse and Woodson—33.

*For John Knote*—Messrs. J. T. Anderson, Bayse, Blue, Booton, Bradford, Buford, Burks, Cecil, H. N. Coleman, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Evans, Ewing, Fleming, Flood, Franklin, Gatewood, George, Green, Harrison, Hunter, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, McKinney, Montague, Newton, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Steger, Thrash, Ward, Williams, Wooten and Wright—56.

*For Mitchell B. Tate*—Messrs. Clarke and Eggleston—2.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be :

Whole number of votes cast,	-	129
Necessary to a choice,	-	65
<i>Robert M. Nimmo</i> received	-	57
<i>John Knote</i> received	-	62
<i>Mitchell B. Tate</i> received	-	9
<i>Walter D. Blair</i> received	-	1

There being no election, the roll was again called, with the following result :

*For Robert M. Nimmo*—Messrs. Kemper (speaker), Barbour, Bass, Carpenter, Cazenove, J. D. Davis, Friend, Garrison, Gilmer, Grattan, Hopkins, Jones, Lundy, McCamant, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Sheffey, Spady, Staples, Tate, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Woodson—29.

*For John Knote*—Messrs. J. T. Anderson, Bayse, Blue, Booton, Bradford, Buford, Burks, H. N. Coleman, Crockett, Dabney, R. J. Davis, Dice, Edmunds, Evans, Ewing, Fleming, Flood, Franklin, Gatewood, Green, Harrison, Hunter, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, Montague, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Small, Sherrard, Steger, Thrash, Ward, Williams, Wooten and Wright—53.

*For Mitchell B. Tate*—Messrs. Cecil, Clarke, Eggleston, George, Gillespie, Hunt, I. E. McDonald, Shannon and Vermillion—9.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be:

Whole number of votes cast,	-	129
Necessary to a choice,	-	65
<i>Robert M. Nimmo</i> received	-	57
<i>John Knot</i> received	-	62
<i>Mitchell B. Tate</i> received	-	9
<i>Walter D. Blair</i> received	-	1

There being no election, Mr. BARBOUR renominated *Mitchell B. Tate*. Ordered, that Mr. BARBOUR inform the senate thereof.

A message was received from the senate by Mr. DICKENSON of Grayson, who informed the house of delegates that the name of *Walter D. Blair* had been added to the list of nominations in that body.

The roll was then again called, with the following result:

*For Robert M. Nimmo*—Messrs. Kemper (speaker), Bass, Carpenter, Cazenove, Garrison, Gilmer, Grattan, Jones, Lundy, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Sheffey, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Woodson—22.

*For John Knot*—Messrs. J. T. Anderson, F. T. Anderson, Blue, Booton, Bradford, Dabney, R. J. Davis, Edmunds, Evans, Fleming, Friend, Green, Hunter, Irby, Johnson, Jordan, Kaufman, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, McKinney, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, R. C. Saunders, Small, Sherrard, Steger, Ward, Williams, Wooten and Wright—39.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Buford, Burks, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, Dice, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunt, Kyle, McCamant, I. E. McDonald, Montague, Noland, P. Saunders, Shannon, Staples, Tate, Thrash and Vermillion—34.

*For Walter D. Blair*—Messrs. James and Rowan—2.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be:

Whole number of votes cast,	-	132
Necessary to a choice,	-	67
<i>Robert M. Nimmo</i> received	-	46
<i>John Knot</i> received	-	45
<i>Mitchell B. Tate</i> received	-	37
<i>Walter D. Blair</i> received	-	4

There being no election, the name of Mr. Blair was dropped, under the rule.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the name of Mr. Blair had been added to the list of nominations in the senate.

The roll was again called, with the following result:

*For Robert M. Nimmo*—Messrs. Kemper (speaker), Bass, Carpenter, Cazenove, Garrison, Gilmer, Grattan, Jones, Lundy, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Sheffey, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodhouse and Woodson—22.

*For John Knot*—Messrs. J. T. Anderson, F. T. Anderson, Blue, Booton, Bradford, Dabney, Dice, Edmunds, Evans, Fleming, Friend, Green, Hunter, Irby, Johnson, Jordan, Kaufman, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, McKinney, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robinson, P. Saunders, Small, Sherrard, Steger, Williams and Wooten—36.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Buford, Burks, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunt, Kyle, McCamant, I. E. McDonald, Montague, Noland, R. C. Saunders, Shannon, Staples, Tate, Thrash, Vermillion and Ward—32.

*For Walter D. Blair*—Messrs. James and Rowan—2.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be:

Whole number of votes cast,	-	130
Necessary to a choice,	-	66
<i>Robert M. Nimmo</i> received	-	44
<i>John Knot</i> received	-	42
<i>Mitchell B. Tate</i> received	-	40
<i>Walter D. Blair</i> received	-	4

There being no election, the roll was again called, with the following result:

*For Robert M. Nimmo*—Messrs. Kemper (speaker), F. T. Anderson, Bass, Carpenter, Cazenove, Garrison, Gilmer, Grattan, Hunter, Jones, Lundy, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Shaffey, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, S. Wilson and Woodhouse—23.

*For John Knot*—Messrs. J. T. Anderson, Blue, Booton, Bradford, Dabney, Dice, Edmunds, Evans, Fleming, Green, Irby, Johnson, Jordan, Kaufman, Laidley, Lockridge, Mallory, Mathews, A. W. McDonald, McKinney, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robinson, P. Saunders, Small, Sherrard, Steger, Williams, Wooten and Wright—34.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Buford, Burks, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, James, Kyle, McCamant, I. E. McDonald, Montague, Noland, Rowan, R. C. Saunders, Shannon, Staples, Tate, Thrash, Vermillion and Ward—33.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be:

Whole number of votes cast,	-	126
Necessary to a choice,	-	64
<i>Robert M. Nimmo</i> received	-	42
<i>John Knot</i> received	-	40
<i>Mitchell B. Tate</i> received	-	42

There being no election, the name of Mr. *Knot* was dropped, under the rule.

Mr. FLEMING renominated Mr. *Knot*.

Ordered, that Mr. FLEMING inform the senate thereof.

The roll was again called, with the following result:

*For Robert M. Nimmo*—Messrs. Kemper (speaker), Bass, Carpenter, Cazenove, Friend, Garrison, Gilmer, Grattan, Jones, Lundy, Mallory, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Prince, Shaffey, Spady, Thomas, Vaiden, J. L. Wilson, S. Wilson, Woodson and Wright—24.

*For John Knot*—Messrs. J. T. Anderson, F. T. Anderson, Blue, Bradford, Edmunds, Evans, Fleming, Green, Hunter, Irby, Johnson, Jordan, Laidley, Lockridge, Mathews, A. W. McDonald, McKinney, Pitman, Reid, Riddick, Rives, Robinson, Small, Sherrard, Steger, Ward, Williams and Wooten—28.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Booton, Burks, Cecil, Clarke, H. N. Coleman, Crockett, Dabney, R. J. Davis, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunt, James, Kaufman, Kyle, McCamant, I. E. McDonald, Montague, Noland, Rowan, P. Saunders, R. C. Saunders, Shannon, Staples, Tate, Thrash and Vermillion—35.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be:

Whole number of votes cast,	-	125
Necessary to a choice,	-	63
<i>Robert M. Nimmo</i> received	-	49
<i>Mitchell B. Tate</i> received	-	44
<i>John Knot</i> received	-	31
Scattering,	-	1

There being no election, the name of Mr. *Knote* was dropped, under the rule.

The roll was again called, with the following result :

*For Robert M. Nimmo*—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Bass, Carpenter, Cazenove, Edmunds, Fleming, Friend, Garrison, Gilmer, Grattan, Green, Hunter, Jones, Lundy, Mallory, Mathews, A. W. McDonald, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Prince, Reid, Robinson, P. Saunders, Sheffey, Small, Thomas, Vaiden, Ward, J. L. Wilson, S. Wilson, Woodhouse, Woodson and Wright—38.

*For John Knote*—Messrs. Bradford, McKinney, Rives and Sherrard—4.

*For Mitchell B. Tate*—Messrs. Barbour, Bayse, Blue, Booton, Burks, Cecil, Clarke, H. N. Coleman, Crockett, Dabney, R. J. Davis, Dice, Eggleston, Ewing, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jordan, Kaufman, Kyle, Laidley, Lockridge, McCamant, I. E. McDonald, Montague, Noland, Pitman, Riddick, R. C. Saunders, Shannon, Staples, Steger, Tate, Thrash, Vermillion and Williams—44.

The same committee ascertained the joint vote, and Mr. CROCKETT reported that vote to be :

Whole number of votes cast,	-	123
Necessary to a choice,	-	62
<i>Robert M. Nimmo</i> received	-	63
<i>Mitchell B. Tate</i> received	-	54
Scattering,	-	6

*Robert M. Nimmo* having received a majority of all the votes cast, was declared duly elected general agent and storekeeper of the penitentiary for the constitutional term commencing on the 2d of January 1863.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate were ready on their part to proceed to the further execution of the joint order, and that there were in nomination in that body :

*J. M. Bennett*, for auditor of public accounts.

*H. W. Thomas*, for second auditor.

*John S. Calvert*, for treasurer.

*Stafford H. Parker*, for register of the land office.

*George W. Munford*, for secretary of the commonwealth.

*William F. Ritchie*, for public printer.

Ordered, that Mr. SHEFFEY inform the senate that the house of delegates was ready on its part to proceed to the further execution of the joint order, and that no additional nominations had been made in that body.

On motion of Mr. GRATTAN,

Resolved, that the 43d rule of this house, so far as the same is applicable to the pending joint order, be and the same is hereby suspended; the effect of which resolution was to have the vote recorded for all the nominations collectively.

The roll was then called, with the following result :

*For the Nominees*—Messrs. Kemper (speaker), J. T. Anderson, F. T. Anderson, Barbour, Bass, Blue, Booton, Bradford, Burks, Carpenter, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lockridge, Lundy, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rowan, P. Saunders, R. C. Saunders, Shaanon, Sheffey, Small, Sherrard, Spady, Staples, Steger, Tate, Thrash, Vaiden, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wooten and Wright—83.

The SPEAKER announced Messrs. Grattan, Sheffey, Fleming, Nelson of Louisa, Garrison, Jordan and Thrash a committee on the part of the house, to meet a committee on the part of the senate; who subsequently, by Mr. GRATTAN their chairman, reported as follows:

Whole number of votes cast,	-	-	-	-	124
Necessary to a choice,	-	-	-	-	63
<i>J. M. Bennett</i> received, for auditor of public accounts,	-	-	-	-	123
<i>H. W. Thomas</i> received, for second auditor,	-	-	-	-	124
<i>John S. Calvert</i> received, for treasurer,	-	-	-	-	124
<i>Stafford H. Parker</i> received, for register of the land office,	-	-	-	-	124
<i>George W. Munford</i> received, for secretary of the commonwealth,	-	-	-	-	124
<i>William F. Ritchie</i> received, for public printer,	-	-	-	-	124

Thereupon, *J. M. Bennett* having received a majority of all the votes cast for auditor of public accounts, *Henry W. Thomas* having received a majority of all the votes cast for second auditor, *John S. Calvert* having received a majority of all the votes cast for treasurer, *S. H. Parker* having received a majority of all the votes cast for register of the land office, *G. W. Munford* having received a majority of all the votes cast for secretary of the commonwealth, and *Wm. F. Ritchie* having received a majority of all the votes cast for public printer, the SPEAKER announced that the foregoing persons had been duly elected for the constitutional terms of their respective offices, commencing on the 2d of January 1863.

Mr. WOOTTEN, on his own motion, was excused from attendance on the sessions of the house until Tuesday next, inclusive.

On motion of Mr. FLEMING, the house adjourned until to-morrow, 11 o'clock.

## SATURDAY, MARCH 22, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 21, 1862.

The senate have passed bills entitled:

An act compensating David W. Fobel for services connected with the militia of Nicholas and Greenbrier counties, No. 103.

An act authorizing the receipt of Confederate States treasury notes in payment of taxes and other public dues, No. 104.

And they have passed house bill entitled:

An act to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital, No. 65.

They have disagreed to a resolution from the house of delegates exempting the printer of the court of appeals at Lewisburg from militia duty.

They have agreed to a resolution instructing the attorney general to litigate with the confederate government the validity of any laws

of said government which claim the right to sequester or confiscate the property held by residents of the United States in the state of Virginia.

In which bills and resolution they respectfully request the concurrence of the house of delegates.

No. 103. A senate bill entitled an act compensating David W. Frobel for services connected with the militia of Nicholas and Greenbrier counties, was read a first and second times, and referred to the committee on military affairs.

No. 104. A senate bill entitled an act authorizing the receipt of Confederate States treasury notes in payment of taxes and other public dues, was read a first and second times, and on motion, laid on the table.

A joint resolution instructing the attorney general to litigate with the confederate government the validity of any laws of said government which claim the right to sequester or confiscate the property held by residents of the United States in the state of Virginia, was taken up and laid on the table.

No. 81. A senate bill entitled an act appropriating the public revenue for the fiscal year 1861-62, was read a first and second times, and on motion, referred to the committee on finance.

Mr. HUNTER, from a special committee, presented the following bill:

No. 172. A bill to reduce into one all acts and parts of acts and joint resolutions for raising troops for the defence of the state, for enrolling and embodying the militia, calling for drafts, and collecting the arms of the state, passed at the present session of the general assembly; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. EYANS, from the special committee in the case of Judge Pitts, presented a report; which, on his motion, was laid on the table.

On motion of Mr. EVANS,

Resolved by the general assembly, that no further action in the case of Judge E. P. Pitts, under the resolutions of the 21st February 1862, be had during the present session, the notice required by the aforesaid resolutions not having been given.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 25. A senate bill entitled an act to provide temporary warehouses for tobacco, with the pending substitute thereto, was taken up, on motion of Mr. ORGAIN; and on motion of Mr. SHEFFEY, the bill and pending amendment were laid on the table.

Mr. DAVIS of Campbell, from a special committee, presented the following bill:

No. 171. A bill to amend and re-enact the third section of an act passed March 5th, 1862, entitled an act to incorporate the Confederate mutual life insurance company; which, on his motion, was read a first and second times, and ordered to be engrossed and read a third time.

The SPEAKER laid before the house a communication from the

governor, enclosing a communication from the adjutant general; which, on motion of Mr. BARBOUR, was referred to the special joint committee to confer with the president of the Confederate States.

A communication from the governor, heretofore submitted, transmitting a communication from the adjutant general on the same subject, was taken up, on motion of Mr. BARBOUR, and referred to the same committee.

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina, entitled an ordinance to incorporate the Piedmont rail road company, was taken up, on motion of Mr. BUFORD, laid on the table, and made the order of the day for Monday at 12 o'clock.

A message was received from the senate by Mr. WITTEN, who informed the house of delegates that the senate had passed a bill entitled an act for the relief of the sureties of John C. Harrison, sheriff of Tazewell county, No. 108: in which they respectfully requested the concurrence of the house of delegates.

No. 82. A bill imposing taxes for the support of government, with the amendments of the senate proposed thereto, was taken up; and on motion of Mr. BARBOUR, the 1st, 2d, 4th, 5th, 8th, 10th, 11th, 12th and 13th amendments proposed by the senate, were agreed to.

The 3d amendment, including "nephew and niece" among those exempted from taxation upon a collateral inheritance, was disagreed to.

The 7th amendment was passed by.

The 9th amendment was disagreed to.

The question being on agreeing to the 14th amendment proposed by the senate, which was to strike out the 32d section, and insert in lieu thereof the following: "On every license to distill ardent spirits from fruit, vegetables, syrups, molasses, sugar cane or sugars, if such distillery has been in operation for the preceding year, or any part thereof, there shall be an additional tax of ten cents per gallon on the quantity of liquor manufactured at such distillery for the year next preceding, or for any part thereof: provided, that thirty-three gallons of brandy shall be exempt from the operation of this tax, when made by the owner for his own use. A license for the business authorized by this section shall be obtained as other licenses are obtained, and with like penalties for a failure to obtain the same, notwithstanding the exemption provided for in the act passed March 30th, 1860, entitled an act making regulations concerning licenses," was put, and decided in the negative—Ayes 14, noes 66.

On motion of Mr. CARPENTER, the vote was recorded as follows:

**AYES**—Messrs. Bass, Burks, Ewing, Gatewood, Green, Hunt, Johnson, Montague, Newton, Pitman, Reid, R. C. Saunders, Small and Sherrard—14.

**NOES**—Messrs. Kemper (speaker), J. T. Anderson, Barbour, Baskerville, Bayse, Blue, Booton, Bradford, Buford, Carpenter, Cazenove, Cecil, Clarke, Crockett, Dabney, J. D. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Flood, Franklin, Friend, Garrison, George, Gillespie, Gilmer, Gordon, Grattan, Harrison, Hunter, Irby, James, Jones, Jordan, Kaufman, Kyle, Lockridge, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Riddick, Robinson, P. Saunders, Shannon, Sheffey, Spady, Staples, Steger, Tate, Thrash, West, J. L. Wilson, S. Wilson, Woodhouse, Wright and Wynne—66.

Pending the consideration of the bill and amendments, the same were laid on the table, on motion of Mr. HUNTER, and made the order of the day for Monday at 11½ o'clock.

No. 158. A bill to amend, re-enact and extend an act entitled an act to authorize the banks of the commonwealth to issue notes of the denomination of one and two dollars, passed January 24, 1862, being the order of the day, was taken up, on motion of Mr. ROBERTSON, and postponed to and made the order of the day for Monday at 12 o'clock.

No. 104. A senate bill entitled an act authorizing the receipt of Confederate States treasury notes in payment of taxes and other public dues, was taken up, on motion of Mr. BASS, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. BASS,

Resolved, that the auditor of public accounts be instructed without delay to notify the sheriffs or other collectors of state taxes, of the passage of the act above mentioned.

No. 87. A senate bill entitled an act to authorize field artillery to be made and small arms purchased for the state, with the amendments thereto proposed by the house of delegates, and disagreed to by the senate, was taken up.

The house insisted on its amendments.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. BRADFORD, the house adjourned until Monday, 11 o'clock.

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### MONDAY, MARCH 24, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 22, 1862.

The senate have passed bills entitled :

An act amending and re-enacting the eighth section of the twenty-ninth chapter of the Code of Virginia (edition of 1860), No. 106.

An act to incorporate the Marengo lodge No. 109, I. O. O. F. at Martinsburg in the county of Berkeley, No. 110.

In which they respectfully request the concurrence of the house of delegates.

No. 106. A senate bill entitled an act amending and re-enacting the eighth section of the twenty-ninth chapter of the Code of Virginia (edition 1860), was taken up, read a first and second times, and referred to the committee on military affairs.

No. 110. A senate bill entitled an act to incorporate Marengo lodge No. 109, I. O. O. F. at Martinsburg in the county of Berkeley,



was taken up, read a first and second times, and referred to the committee of propositions and grievances.

No. 108. A senate bill entitled an act for the relief of the sureties of John C. Harrison, sheriff of Tazewell county, was taken up, read a first and second times, and on motion, laid on the table.

Mr. LOCKRIDGE, on his own motion, was excused from further attendance on the sessions of this house during the present session.

The report of the committee appointed to examine the bonds of public officers, was taken up, on motion of Mr. BURKS.

Mr. BURKS submitted the following substitute for the second resolution of the joint committee:

"Resolved by the general assembly, that Robert M. Nimmo, as the general agent and storekeeper of the penitentiary, is hereby required to execute a new official bond, with sufficient security, before the day of 1862; and if the said Nimmo fail to execute such bond before the said day, the general assembly doth hereby declare him removed from said office on the said day: but the execution of such new bond shall not operate to discharge the said Nimmo, or any of his sureties, from liability on account of any breach of the condition of his official bond as general agent and storekeeper of the penitentiary, bearing date on the 30th day of December 1860."

Mr. BURKS moved to fill the blank in the resolution with the "29th March;" which was agreed to.

The question being on agreeing thereto, was put, and decided in the affirmative—Ayes 44, noes 36.

On motion of Mr. TATE, the vote was recorded as follows:

**AYES**—Messrs. Barbour, Baskervill, Booton, Bradford, Burks, Cecil, Clarke, Crockett, J. D. Davis, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, George, Gillespie, Harrison, Hopkins, Hunt, Irby, James, Johnson, Kaufman, Kyle, Laidley, Lockridge, McKinney, Pitman, Reid, Riddick, Robertson, P. Saunders, Shannon, Small, Staples, Steger, Tate, Thrash, Williams, Woodson, Wooten and Worsham—44.

**NOES**—Messrs. Kemper (speaker), F. T. Anderson, Bass, Bayse, Cazenove, Custis, Dice, Garrison, Gilmer, Green, Hunter, Jones, Lundy, Mathews, McCamant, A. W. McDonald, J. E. McDonald, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Prince, Rutherford, Sheffey, Sherrard, Spady, Taylor, Thomas, Ward, J. L. Wilson, S. Wilson, Woodhouse and Wright—36.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

The question being on agreeing to the following resolution of the committee:

"Resolved, that the committee for courts of justice be instructed to prepare a bill prescribing a more formal and secure mode for the execution and authentication of the official bonds of public officers, in accordance with the requirements of this report"—was put, and decided in the affirmative.

Mr. McCAMANT, from the committee of propositions and grievances, presented the following bill:

No. 173. A bill to incorporate the Big lick salt company.

Mr. RUTHERFOORD presented the petition of citizens of Goochland, asking the exemption from military service of the overseer of

Captain Walter D. Leake and Lieutenant John B. Burwell; which was ordered to be referred to the committee on military affairs.

Mr. BASKERVILL, from the special committee, presented the following bill:

No. 175. A bill to authorize the sale of the Roanoke valley rail road; which, on his motion, was read a first time, and ordered to be read a second time.

Mr. JONES, from the committee on military affairs, presented the following bills:

No. 176. A bill to authorize the governor to grant partial or entire exemption from militia service in certain cases.

No. 177. A bill to amend and re-enact the 1st section of an act entitled an act to authorize the organization of ten or more companies of rangers.

Which said bills were read a first time, and ordered to be read a second time.

No. 164. An engrossed bill to amend the first section of an act passed March 29th, 1858, entitled an act concerning ferries in the counties of Russell and Wise, was taken up, on motion of Mr. BAYSE, read a third time and passed.

Ordered, that Mr. BAYSE carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. THOMPSON, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that the senate ask for a committee of conference to consider the subject of disagreement between the two houses in relation to the bill entitled an act to authorize field artillery to be made and small arms purchased for the state, No. 87.

The resolution was taken up and agreed to.

Ordered, that Mr. HUNTER inform the senate thereof.

The SPEAKER announced the following committee under the resolution: Messrs. Hunter, Anderson of Rockbridge, Buford, Wynne, and Wilson of Isle of Wight.

No. 98. A bill confiscating lands of citizens of the United States lying west of the Alleghany mountains, and where said lands are claimed by loyal citizens under grants from the commonwealth, to transfer the same to them, was taken up, on motion of Mr. McCAMANT, amended, and on motion of Mr. STEGER, laid on the table.

On motion of Mr. SHEFFEY,

Resolved, that the committee of roads and internal navigation enquire into the expediency of providing by law for regulating the charges of express and rail road companies on freight sent by express.

No. 158. A bill to amend, re-enact and extend an act entitled an act to authorize the banks of this commonwealth to issue notes of the denomination of one and two dollars, passed January 24th, 1862, being the special order of the day, was taken up, and read a second time, and on motion, was indefinitely postponed.

No. 82. A bill imposing taxes for the support of government, with the pending amendment, being the special order of the day, was taken up, and on motion of Mr. SHEFFEY, laid on the table.

No. 107. A bill to authorize certain corporations to issue notes of and under one dollar, was taken up, on motion of Mr. ROBERTSON.

Mr. ORGAIN submitted the following resolution :

Resolved, that the bill be recommitted to the committee on banks, with instructions to report a bill requiring the banks of circulation in this commonwealth to issue 10 per cent. on their respective capital stocks, in notes of the denomination of one dollar; the same to be redeemed on presentation, in gold or silver coin: provided, that the said banks, whenever more than five dollars are presented at any one time, in said one dollar notes, may redeem them or not, at their discretion.

And the question being on agreeing thereto, was put, and decided in the negative.

The bill was then read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. GRATTAN,

Resolved, that the committee for courts of justice enquire into the expediency of fixing a commutation to be paid by those persons whose religious tenets forbid them bearing arms.

Mr. WOOTTEN presented the petition of citizens of Henry county, praying the exemption of Josiah Kennon; which was ordered to be referred to the committee on military affairs.

Mr. FLOOD presented the petition of Samuel A. Glover & Co., asking that a portion of the sum paid by them in 1861 for the privilege of selling goods, be refunded; which was ordered to be referred to the committee on finance.

No. 108. A senate bill entitled an act for the relief of the securities of John C. Harrison, sheriff of Tazewell county, was taken up, on motion of Mr. GEORGE, read a third time and passed—Ayes 69, noes 3.

AYES—Messrs. J. T. Anderson, F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Blue, Booton, Bradford, Buford, Burks, Cazenove, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Hunt, Irby, James, Johnson, Kaufman, Kyle, Laidley, Lundy, Mathews, McCamant, A. W. McDonald, McKinney, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Robinson, Rutherford, R. C. Saunders, Shannon, Sheffey, Sherrard, Staples, Steger, Tate, Thrash, Vermillion, Ward, Williams, S. Wilson and Worsham—69.

NOES—Messrs. Bass, P. Saunders and Wootten—3.

Ordered, that the clerk inform the senate thereof.

No. 84. A bill imposing taxes for the support of government, with the amendments proposed thereto by the senate, was again taken up, on motion of Mr. BARBOUR.

Certain amendments were agreed to, and certain others disagreed to.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina, entitled an ordinance to incorporate the Piedmont rail road company, with the pending amendment thereto, being the special order of the day, was taken up, and postponed to and made the order of the day for to-morrow at 1 o'clock.

No. 167. A bill to carry into effect a contract with the lessees of the Washington and Smyth salt works for the purchase of salt.

No. 168. A bill for the purchase of the Smyth and Washington salt works and plaster banks, and to provide for their management—were severally taken up, on motion of Mr. ANDERSON of Rockbridge, and postponed to and made the order of the day for to-morrow at 12 o'clock.

Mr. HUNTER, from the committee of conference in reference to the disagreement of the two houses in relation to the senate bill entitled an act to authorize field artillery to be made and small arms purchased for the use of the state, No. 87, presented a report; which was concurred in.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

On motion of Mr. NEWTON,

Resolved, that leave be given to bring in a bill providing for continuing in service the volunteer forces of Virginia.

The SPEAKER announced the following committee under the resolution: Messrs. Newton, Barbour, Saunders of Campbell, Rutherford and Steger.

Subsequently, Mr. NEWTON, from the committee, presented the following bill:

No. 178. A bill providing for continuing in service the volunteer forces of Virginia; which, on his motion, was read a first time, and ordered to be read a second time.

On motion of Mr. WILSON of Isle of Wight,

Resolved, that a committee be appointed, with leave to bring in a bill providing for the collecting and forwarding the claims of Virginia against the Confederate States, to the secretary of the treasury of the Confederate States, as recommended by the governor in his annual message to the general assembly.

The SPEAKER announced the following committee: Messrs. Wilson of Isle of Wight, Baskervill and Evans.

Subsequently, Mr. WILSON, from the committee, presented the following bill; which, on his motion, was read a first time, and ordered to be read a second time.

No. 179. A bill providing for collecting and forwarding the claims of Virginia against the Confederate States, to the secretary of the treasury of the Confederate States.

No. 160. An engrossed bill incorporating the Victoria mining and manufacturing company of the county of Louisa, was taken up, on motion of Mr. NEWTON, read a third time and passed.

Ordered, that the clerk communicate the foregoing bills to the senate, and request their concurrence.

No. 171. An engrossed bill to amend and re-enact the third section of an act passed March 5th, 1862, entitled an act to incorporate the Confederate mutual life insurance company, was taken up, on motion of Mr. DAVIS of Campbell, read a third time and passed.

On motion of Mr. BRADFORD, the house adjourned until to-morrow, 11 o'clock.

TUESDAY, MARCH 25, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 24, 1862.

The senate have concurred in the report of the committee of conference on the disagreeing votes of the two houses in relation to senate bill entitled:

An act to authorize field artillery to be made and small arms purchased for the state, No. 87.

They have agreed to the resolution from the house of delegates in relation to the case of Judge E. P. Pitta.

Mr. RUTHERFOORD, from the committee for courts of justice, to whom had been referred

No. 111. A senate bill entitled an act to provide for the trial of persons charged with offences committed in counties in possession of the enemy, or threatened with immediate invasion, reported the same without amendment.

Mr. RUTHERFOORD, from the same committee, to whom had been referred

No. 51. A senate bill entitled an act to redress loyal citizens injured by the exercise of usurped power, reported the same, with the recommendation that it do not pass.

Mr. RUTHERFOORD, from the same committee, reported the following bills:

No. 180. A bill providing for the exemption of certain parties upon religious grounds.

No. 181. A bill to amend and re-enact the 1st section of chapter 15 of the Code of Virginia; which were read a first time, and ordered to be read a second time.

No. 44. A senate bill entitled an act providing for the collection of taxes and other public dues in the hands of defaulting disloyal officers, and in the hands of other persons disloyal to the state.

No. 27. A senate bill entitled an act to enforce payment of balances due from commissioners of forfeited and delinquent lands, were severally taken up, read a third time and passed.

No. 94. A senate bill entitled an act to relieve the sureties of Robert Chambers, late sheriff of Boone county, was taken up, on motion of Mr. McDONALD of Wyoming, read a third time and passed—Ayes 82.

AYES—Messrs. Kemper (speaker), F. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Bradford, Buford, Burks, Cazenove, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Franklin, Friend, Gatewood, Gillespie, Gilmer, Grattan, Green, Hunter, Hunt, Irby, James, Johnson, Jones, Kaufman, Kyle, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sheffey, Small, Sherrard, Spady, Steger, Tate, Taylor, Thomas, Thresh, Tyler, Vermillion, Ward, West, Williams, J. L. Wilson, Woodhouse, Woolfolk, Wooten, Worsham and Wright—82.

No. 156. A bill to prevent the escape of slaves in tide water counties, was taken up, on motion of Mr. WOODHOUSE, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. ORGAIN,

Resolved, that the committee on finance be instructed to enquire into the expediency of reporting a bill amending and re-enacting an act entitled an act to prevent the unnecessary consumption of grain by distillers or other manufacturers of spirituous and other malt liquors, passed March 12th, 1862, with such provisions as may not conflict with the act imposing taxes for the support of government; and that they also enquire into the expediency of reporting a bill requiring the courts of the cities, towns and counties of this commonwealth, in addition to the revenue tax payable to the state, to impose for city, town and county purposes, a tax not less than twenty cents per gallon, and above that sum, any higher tax, at the discretion of the said courts, even to prohibition; the proceeds of said tax to be applied exclusively to the payment of the interest and ultimate redemption of the debts contracted by said cities, towns and counties for arming, equipping, &c. of volunteers, and the support of their families.

No. 107. An engrossed bill to authorize certain corporations to issue notes under one dollar, was taken up, on motion of Mr. ROBERTSON, read a third time, and the question being—Shall the bill pass? Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

On motion of Mr. BRADFORD, the vote was recorded as follows—  
Ayes 39, noes 46.

AYES—Messrs. F. T. Anderson, Baker, Barbour, Baskervill, Bayse, Booton, Buford, Cazenove, Crockett, Custis, Dabney, R. J. Davis, Evans, Flood, Garrison, Gatewood, Gilmer, Grattan, Hunt, Irby, James, Kaufman, Mathews, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Pitman, Robertson, Rutherford, P. Saunders, Sheffey, Steger, Tate, Taylor, Ward, Williams, Woodhouse and Wynne—39.

NOES—Messrs. Bass, Bradford, Burks, Carpenter, Cecil, Clarke, Dice, Edmunds, Eggleston, Ewing, Fleming, Franklin, Friend, George, Green, Hunter, Johnson, Jones, Kyle, Lundy, Lynn, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Montague, Newton, Orgain, Prince, Reid, Riddick, Robinson, Shannon, Small, Sherrard, Spady, Staples, Thomas, Thrash, Tyler, Vermillion, West, J. L. Wilson, Woolfolk, Wootten and Wright—46.

On motion of Mr. EDMUNDS, leave of absence was granted the SPEAKER of the house for the rest of the session.

Mr. EDMUNDS submitted the following resolution:

Resolved, that the thanks of this house are eminently due and are hereby tendered to *James L. Kemper*, the speaker of this house, for the able, impartial and dignified manner in which he has discharged the duties imposed upon him, and that he carries with him the cordial good wishes of this body for his future happiness and success.

And the question being on agreeing thereto, was put, and unanimously decided in the affirmative.

The SPEAKER (Mr. SHEFFEY in the chair) appointed the following committee to wait on the speaker, and communicate to him the action of the house: Messrs. Edmunds, Hunter and Robertson.

The SPEAKER having resumed the chair, returned his acknowledgments to the house.

The chair being vacated, Mr. EDMUNDS moved that the house proceed to the election of a speaker pro tempore; and the question being on agreeing thereto, was put, and decided in the affirmative.

Thereupon, Mr. EDMUNDS nominated Mr. HUGH W. SHEFFEY, who was appointed by a unanimous vote; and being conducted to the chair, returned his acknowledgments to the house.

On motion of Mr. PRINCE,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of reporting a bill extending the time for fiduciaries in making out their accounts, and to prevent a forfeiture of their commissions.

No. 167. A bill to carry into effect a contract with the lessees of the Washington and Smyth salt works, for the purchase of salt, being a special order of the day, was taken up, amended, and on motion of Mr. McCAMANT, indefinitely postponed—Ayes 46, noes 38.

On motion of Mr. CROCKETT, the result was recorded as follows:

AYES—Messrs. J. T. Anderson, F. T. Anderson, Barbour, Baskervill, Bass, Bayse, Bradford, Carpenter, Cazenove, Cecil, Clarke, Dabney, Eggleston, Ewing, Franklin, Gatewood, George, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Jones, Kyle, Laidley, McCamant, A. W. McDonald, I. E. McDonald, Montague, W. G. T. Nelson, Newton, Orgain, Pitman, Robertson, Shannon, Sheffey, Spady, Staples, Tate, Thrash, Tyler and Vermillion—46.

NOES—Messrs. Baker, Blue, Booton, Buford, Burks, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Edmunds, Evans, Fleming, Flood, Garrison, Irby, Kaufman, Lundy, Lynn, Mathews, McKinney, Murdaugh, Prince, Reid, Riddick, Rutherford, P. Saunders, Sherrard, Steger, Taylor, Ward, West, J. L. Wilson, S. Wilson, Woodhouse, Wootten, Worham and Wright—38.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of prohibiting all persons from employing substitutes until after they shall join their company in service, and the substitute shall have been examined by the surgeon of the regiment or post to which the company shall be attached.

The SPEAKER laid before the house a communication from the governor; which was read in secret session, and on motion, referred to the committee on military affairs.

No. 178. A bill providing for continuing in service the volunteer forces of Virginia, was taken up, on motion of Mr. NEWTON.

Mr. NEWTON submitted a substitute for the bill. Pending the consideration of which, Mr. HARRISON moved the indefinite postponement of the bill and substitute; and the question being on agreeing thereto, Mr. WILSON of Isle of Wight demanded the previous question; and the question being—Shall the main question be now put? was put, and decided in the negative—Ayes 30, noes 55.

On motion of Mr. ROBERTSON, the vote was recorded as follows:

AYES—Messrs. F. T. Anderson, Barbour, Bayse, Buford, Carpenter, Clarke, Custis, Dice, Eggleston, Franklin, Garrison, Gatewood, Harrison, Johnson, Lundy, Lynn, Mathews, McKinney, McLaughlin, R. E. Nelson, W. G. T. Nelson, Prince, Rutherford, Shannon, Sherrard, Spady, Tyler, Ward, West, J. L. Wilson and Woodhouse—30.

NOES—Messrs. Sheffey (speaker), Baker, Baskervill, Bass, Blue, Booton, Bradford, Burks, Cazenove, Crockett, Dabney, R. J. Davis, Edmunds, Evans, Ewing, Fleming, Flood, George, Gilmer, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Jones, Kaufman, Kyle, Laidley, McCamant, A. W. McDonald, Montague, Murdaugh, Newton, Orgain, Pitman, Reid, Riddick, Robertson, Robinson, P. Saunders, R. C. Saunders, Staples, Steger,

Tate, Thomas, Vermillion, Williams, S. Wilson, Woodson, Woolfolk, Wootten, Worsham and Wright—55.

Pending the further consideration of the motion for the indefinite postponement of the bill and substitute, on motion, the special order of the day, being

No. 168. A bill for the purchase of the Smyth and Washington salt works and plaster banks, and to provide for their management, was taken up and read a second time.

Mr. BRADFORD moved the indefinite postponement of the bill; and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; and the question being—Shall the main question be now put? was put, and decided in the affirmative—Ayes 45, noes 35.

On motion of Mr. ANDERSON of Rockbridge, the vote was recorded as follows:

AYES—Messrs. Bayse, Booton, Bradford, Cazenove, Crockett, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Friend, Gatewood, Grattan, Green, Harrison, Hunter, Hunt, Irby, Johnson, Kaufman, Mathews, A. W. McDonald, McKinney, McLaughlin, Murdaugh, R. E. Nelson, Newton, Prince, Reid, Rutherford, Sherrard, Steger, Tate, Thomas, Tyler, Ward, West, Williams, J. L. Wilson, S. Wilson, Woolfolk, Wootten, Worsham and Wright—45.

NOES—Messrs. Sheffey (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskerville, Bass, Blue, Buford, Burks, Clarke, Dabney, J. D. Davis, R. J. Davis, Franklin, George, Gilmer, Hopkins, James, Jones, Kyle, Lundy, Lynn, McCamant, I. E. McDonald, Montague, W. G. T. Nelson, Orgain, Pitman, Riddick, Robinson, Shannon, Small, Staples, Thrash and Vermillion—35.

The question recurring upon the indefinite postponement of the bill, was put, and decided in the affirmative—Ayes 49, noes 33.

On motion of Mr. ANDERSON of Rockbridge, the vote was recorded as follows:

AYES—Messrs. Baker, Bass, Bayse, Blue, Booton, Bradford, Cazenove, Crockett, Custis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fleming, Flood, Friend, Gilmer, Grattan, Green, Hunter, Hunt, Irby, Johnson, Kaufman, Laidley, Lundy, Lynn, Mathews, A. W. McDonald, McLaughlin, Montague, Murdaugh, Newton, Prince, Reid, Sherrard, Steger, Tate, Thomas, Tyler, Ward, West, J. L. Wilson, S. Wilson, Wootten, Worsham and Wright—49.

NOES—Messrs. Sheffey (speaker), J. T. Anderson, F. T. Anderson, Baskerville, Buford, Burks, Clarke, Dabney, J. D. Davis, Franklin, Gatewood, George, Harrison, Hopkins, James, Jones, Kyle, McCamant, I. E. McDonald, McKinney, W. G. T. Nelson, Orgain, Pitman, Riddick, Robinson, Rutherford, Shannon, Small, Staples, Thrash, Vermillion, Williams and Woolfolk—33.

A message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had agreed to the joint resolution requiring R. M. Nimmo to execute a new official bond; and in the event of his failure to do so, providing for his removal from office, with amendments: in which they requested the concurrence of the house of delegates.

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina, entitled an ordinance to incorporate the Piedmont rail road company, with the pending amendment, being the special order of the day, was taken up, and postponed to and made the order of the day for to-morrow at 11½ o'clock.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate insisted upon their



3d, 14th and 15th amendments to house bill entitled an act imposing taxes for the support of government, No. 87; that they had receded from their 9th amendment, and agreed to the amendment proposed by the house to their 7th amendment: in which action of the senate, they respectfully requested the concurrence of the house of delegates.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 11 o'clock.

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WEDNESDAY, MARCH 26, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 25, 1862.

The senate have passed house bill entitled:

An act to amend and re-enact the third section of an act passed March 5th, 1862, entitled an act to incorporate the Confederate mutual life insurance company, No. 171.

They have agreed to a joint resolution rescinding the resolutions providing for the publication of the sketches of the acts and resolutions of the general assembly.

In which they respectfully request the concurrence of the house of delegates.

The committee on enrolled bills having examined sundry such bills, and found them correctly enrolled, they have been signed by the president of the senate, and are now communicated for further signature.

No. 87. A bill imposing taxes for the support of government, to which certain amendments were proposed by the senate and disagreed to by the house, and insisted upon by the senate, was taken up.

On motion of Mr. BARBOUR, the house insisted on its disagreement.

On motion of Mr. BARBOUR,

Resolved, that a committee of conference be appointed to take into consideration the disagreement of the two houses in relation to the said bill.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

The amendments proposed by the senate to a joint resolution requiring Robert M. Nimmo to execute a new official bond, and in the event of his failure to do so, providing for his removal from office, were taken up and agreed to.

A joint resolution rescinding the resolutions providing for the publication of the sketches of the acts and resolutions of the general assembly, was taken up and agreed to.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bill:

No. 183. A bill to supply vacancies in certain offices.

Mr. ANDERSON of Botetourt, from the committee on military affairs, to whom had been referred the following senate bills, reported the same without amendment:

No. 103. A senate bill entitled an act compensating David W. Frobels for services connected with the militia of Nicholas and Greenbrier counties.

No. 106. A senate bill entitled an act amending and re-enacting the eighth section of the twenty-ninth chapter of the Code of Virginia (edition 1860).

Mr. ANDERSON, from the same committee, presented the following bill:

No. 185. A bill to amend and re-enact the 3d and 5th sections of an act entitled an act amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duty; and providing the mode of exemption, and declaring void all exemptions from physical disability.

Mr. BARBOUR, from the committee on finance, to whom had been referred

No. 81. A senate bill entitled an act appropriating the public revenue for the fiscal year 1861-62, reported the same without amendment.

Mr. BARBOUR, from the same committee, presented the following bill:

No. 184. A bill amending the 8th section of chapter 186 of the Code, concerning judgment liens; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

No. 153. An engrossed bill to incorporate the York river navigation company, was taken up, on motion of Mr. WRIGHT, read a third time and passed.

On motion of Mr. MALLORY,

Resolved, that a select committee of three be appointed to bring in a bill imposing a tax on dogs in the county of Brunswick.

The SPEAKER announced the following committee under the resolution: Messrs. Mallory, McCamant and Lundy.

Mr. MALLORY, from the committee, presented the following bill:

No. 185. A bill authorizing the county court of Brunswick county to impose a tax on dogs; which was read a first time, and ordered to be engrossed and read a second time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. MALLORY carry the same to the senate, and request their concurrence.

No. 146. An engrossed bill incorporating the Roanoke insurance company, was taken up, on motion of Mr. BASS, read a third time and passed.

Ordered, that Mr. BASS carry the same to the senate, and request their concurrence.

No. 89. A senate bill entitled an act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being the first sec-

tion of an act entitled an act to prevent the circulation of small notes, passed March 3d, 1854, was taken up, amended, and on motion laid on the table.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates the senate had concurred in the resolution of the house asking for a committee of conference in relation to the disagreement of the two houses in regard to the bill imposing taxes for the support of government.

Thereupon, the SPEAKER appointed the following committee on behalf of the house: Messrs. Barbour, Robertson, Saunders of Franklin, Anderson of Botetourt, Bradford, Rutherford and Edmunds.

No. 90. A senate bill entitled an act to sanction an ordinance of the state of North Carolina, entitled an ordinance to incorporate the Piedmont rail road company, with the pending amendment, being the special order of the day, was taken up.

Mr. EDMUNDS demanded a division of the question; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the first branch of the amendment, which is as follows:

"Provided, that if the corporators to be organized under said ordinance accept the provisions of this act, it shall be upon the condition that the said Piedmont rail road company shall not have power to discriminate on either freight or travel, against the Richmond and Danville rail road, or any other rail road in Virginia connected therewith"—was put, and decided in the affirmative.

The question recurring on agreeing to the second branch of the amendment, which is as follows:

"And upon the further condition that the connection of said Piedmont rail road with the Richmond and Danville rail road, hereby authorized, shall be made at some point south of Dan river, at or near the town of Danville, unless, in the opinion of the president of the Confederate States, the military interests of the country require such connection to be made elsewhere; in which event, such connection may be made at such point as the president of the Confederate States shall approve"—was put, and decided in the affirmative.

On motion of Mr. BUFORD, the vote was recorded as follows—  
Ayes 55, noes 36:

AYES—Messrs. Sheffey (speaker), Baker, Barbour, Bayse, Booton, Buford, Carpenter, Cazenove, Cecil, Clarke, Crockett, Dabney, R. J. Davis, Dice, Eggleston, Evans, Ewing, Fleming, Fletcher, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Green, Harrison, Hunt, Irby, Johnson, Jones, Kaufman, Lundy, Mallory, McKinney, R. E. Nelson, W. G. T. Nelson, Pitman, Prince, Riddick, Robertson, Robinson, Shannon, Sherrard, Spady, Staples, Steger, Taylor, Thrash, Vermillion, Ward, J. L. Wilson, Woodhouse, Wooten and Worsham—55.

NOES—Messrs. J. T. Anderson, F. T. Anderson, Baskervill, Bass, Blue, Bradford, Burks, H. N. Coleman, Custis, J. D. Davis, Edmunds, Garrison, Grattan, Hopkins, Hunter, Kyle, Laidley, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, Mordant, Newton, Orgain, Reid, Rutherford, P. Saunders, R. C. Saunders, Tate, West, Williams, S. Wilson, Woolfolk, Wright and Wyne—36.

The bill, as amended, was then read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 181. A bill to amend and re-enact the first section of chapter 15 of the Code of Virginia, was taken up, on motion of Mr. RUTHERFOORD, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. RUTHERFOORD carry the same to the senate, and request their concurrence.

No. 81. A senate bill entitled an act appropriating the public revenue for the fiscal year 1861-62, was taken up, read a third time and passed—Ayes 83.

AYES—Messrs. Sheffey, (speaker), J. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Borton, Burks, Cazenove, Clarke, H. N. Coleman, Crockett, Custis, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Grattan, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Kaufman, Kyle, Laidley, Lynn, Malory, Mathews, McCaunant, A. W. McDonald, McKinney, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Steger, Tate, Taylor, Thrash, Tyler, Vermillion, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten, Worsham, Wright and Wynne—83.

Ordered, that the clerk inform the senate thereof.

No. 71. A senate bill entitled an act refunding to Sutton & Dozier a sum of money paid on erroneous assessment, was taken up, and the recommendation of the committee on finance that it do not pass, concurred in.

Resolved, that the bill be rejected.

A message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had passed the following bills:

A senate bill entitled an act providing for annual sessions of the general assembly, No. 130.

A senate bill entitled an act to authorize vacancies to be filled pro tempore in certain offices after the ratification of the amended constitution, No. 131.

And have agreed to a joint resolution requiring the auditor and other state officers and corporations, in the event of the ratification of the amended constitution, to make annual reports.

In which said bills and resolution they respectfully request the concurrence of the house of delegates.

Mr. BLUE submitted the following preamble and resolution; which being objected to, was laid over under the rule:

Whereas the board of public works having ordered a meeting of the stockholders of the Alexandria, Loudoun and Hampshire rail road company to be held in Winchester on the 15th January last, and the meeting having failed for want of a quorum to transact business, and having failed since by adjournment from time to time to insure a quorum:

Be it resolved, that the board of public works be authorized to call a meeting of the stockholders of said Alexandria, Loudoun and Hampshire rail road company, to be held in the city of Richmond, by giving five days' notice in one or more of the Richmond papers.

No. 17. A senate bill entitled an act providing payment for horses

taken in the service of the state, was taken up, amended and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 53, noes 34:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, F. T. Anderson, Baker, Baskervill, Bass, Bayse, Blue, Bradford, Carpenter, Cazenove, H. N. Coleman, Dabney, R. J. Davis, Dice, Ewing, Fleming, Flood, Franklin, Grattan, Green, Hunter, Hunt, Irby, James, Jones, Kaufman, Laidley, Lynn, Mathews, McCamant, A. W. McDonald, McLaughlin, Murdaugh, W. G. T. Nelson, Orgain, Pitman, Reid, Riddick, Robinson, Rutherford, Small, Sherrard, Steger, Thomas, Tyler, Ward, Williams, J. L. Wilson, S. Wilson, Woolfolk, Wright and Wynne—53.

**NOES**—Messrs. Barbour, Booton, Clarke, Crockett, J. D. Davis, Edmunds, Eggleston, Fletcher, Friend, Garrison, Gatewood, Gilmer, Harrison, Hopkins, Johnson, Kyle, Lundy, Mallory, I. E. McDonald, McKinney, Montague, Newton, P. Saunders, R. C. Saunders, Shannon, Spady, Tate, Taylor, Thrash, Vermillion, West, Woodhouse, Wootten and Worsham—34.

Resolved, that the bill be rejected.

On motion of Mr. EDMUNDS, the rule was suspended, with a view to reconsider the vote rejecting the bill; and the bill laid upon the table.

On motion of Mr. ANDERSON of Rockbridge, leave of absence was granted him for the remainder of the session.

A message was received from the senate by Mr. WILEY, who informed the house of delegates that the senate had passed house bill entitled an act incorporating the Roanoke insurance company, with an amendment: in which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. BASS, the amendment was agreed to.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. JONES, the rule was suspended, with a view to reconsider the vote by which

No. 167. A bill to carry into effect a contract with the lessees of the Washington and Smyth salt works, for the purchase of salt, was rejected—Ayes 46, noes 40.

On motion of Mr. HUNTER, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), F. T. Anderson, Baker, Baskervill, Blue, Booton, Carpenter, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Evans, Fleming, Fletcher, Flood, Garrison, Irby, James, Jones, Kaufman, Mallory, Mathews, McKinney, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Reid, Riddick, P. Saunders, Sherrard, Thrash, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten, Worsham and Wynne—46.

**NOES**—Messrs. J. T. Anderson, Barbour, Bass, Bayse, Bradford, Cazenove, Clarke, H. N. Coleman, Eggleston, Ewing, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Johnson, Kyle, Laidley, Lynn, McCamant, A. W. McDonald, I. E. McDonald, Montague, Newton, Pitman, Robertson, Rutherford, Shannon, Spady, Steger, Tate, Tyler, Vermillion and Wright—40.

Mr. McCAMANT submitted the following resolution:

Resolved, that this house will take a recess from 3 to 7½ o'clock P. M. each day for the remainder of the session. Pending the consideration of which,

On motion of Mr. BARBOUR, the house adjourned until to-morrow, 11 o'clock.

THURSDAY, MARCH 27, 1862.

Prayer by Rev. Dr. Doggett of the Methodist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 26, 1862.

The senate have passed a bill entitled :

An act for the relief of John H. Haskins, sheriff of Amelia, and his sureties, No. 101.

In which they respectfully request the concurrence of the house of delegates.

No. 101. A senate bill entitled an act for the relief of John H. Haskins, sheriff of Amelia, and his sureties, was taken up, read a first and second times, and on motion, read a third time and passed—Ayes 73, noes 6.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Bayse, Blue, Booton, Bradford, Carter, Cecil, Clarke, Crockett, Custis, Daniel, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Grattan, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Kaufman, Kyle, Laidley, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Prince, Reid, Riddick, Robinson, Rutherford, P. Saunders, R. C. Saunders, Sherrard, Staples, Steger, Taylor, Thomas, Thrash, Tyler, Vermillion, Walker, Ward, West, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Worsham—73.

NOES—Messrs. Barbour, J. D. Davis, Edmunds, Newton, Tate and J. L. Wilson—6.

No. 130. A senate bill entitled an act providing for annual sessions of the general assembly, was taken up, read a first and second times, and on motion, was read a third time and passed.

No. 131. A senate bill entitled an act to authorize vacancies to be filled pro tempore in certain offices after the ratification of the amended constitution, was taken up, read a first and second times, and on motion, read a third time and passed.

A joint resolution requiring the auditor and other state officers and corporations, in the event of the ratification of the amended constitution, to make annual reports, was taken up and agreed to.

Mr. McCAMANT, from the committee of propositions and grievances, to whom had been referred

No. 110. A senate bill entitled an act to incorporate Marengo lodge No. 109, I. O. O. F. at Martinsburg in the county of Berkeley, reported the same without amendment.

No. 180. A bill providing for the exemption of certain parties upon religious grounds, was taken up, on motion of Mr. HOPKINS, and read a second time.

Mr. HOPKINS submitted, by way of amendment, a substitute for the bill.

Mr. JAMES moved the indefinite postponement of the bill and substitute; and the question being on agreeing thereto, Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The question recurring on agreeing to the substitute, Mr. WOOLFOLK moved to lay the bill on the table.

Mr. TAYLOR demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The substitute was then agreed to. The bill as amended was then read a second time; and the question being—Shall the bill be engrossed and read a third time? Mr. BARBOUR demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative; and being forthwith engrossed, two-thirds concurring, was read a third time.

Mr. ANDERSON of Botetourt submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time; and the question being—Shall the bill pass? Mr. MALLORY demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

On motion of Mr. WOOLFOLK, the vote was recorded as follows—Ayes 79, noes 18:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Barbour, Bass, Bayse, Blue, Bradford, Buford, Carpenter, Carter, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, R. J. Davis, Edmunds, Eggleston, Ewing, Fleming, Flood, Gatewood, George, Gillespie, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Robertson, Robinson, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Steger, Tate, Taylor, Thomas, Thrash, Vermillion, Walker, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Wooten and Wright—79.

NOES—Messrs. Baskerville, Booton, Burks, Fletcher, Franklin, Friend, Garrison, James, Lynn, Mallory, Murdaugh, R. E. Nelson, Rives, Rutherford, Staples, S. Wilson, Woolfolk and Worsham—18.

Ordered, that Mr. GRATTAN carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. THOMAS of Henry, who informed the house of delegates that the senate had passed the following bill:

No. 4. A senate bill entitled an act to suspend sales and legal proceedings in certain cases, and to repeal an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia: in which they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. BALL, who informed the house of delegates that the senate had passed a bill entitled an act to carry into effect a contract made with the lessees of the Washington and Smyth salt works, for the purchase of salt, No. 126: in which they requested the concurrence of the house of delegates.

On motion of Mr. CARTER,

Resolved, that a special committee be appointed to consider and report on the application of Captain John M. George and others, for wages due them by the United States government for keeping a light boat on Windmill point, at the mouth of the Rappahannock river, Lancaster county, Virginia.

The SPEAKER announced the following committee, under the resolution: Messrs. Carter, Custis, Tate, Evans, and Wilson of Isle of Wight.

On motion of Mr. WOODSON,

Resolved, that leave be given to bring in a bill refunding to William S. Showalter of Rockingham county, Virginia, a portion of the license tax paid by him as a merchant for the year 1861.

The SPEAKER announced the following committee, under the resolution: Messrs. Woodson, Reid and Harrison.

Mr. TAYLOR submitted the following resolution:

Resolved by the general assembly of Virginia, that Dr. Linnæus B. Anderson of Hanover county be exempted from military service, on account of ill health, he having hectic fever, which renders him unfit for military service, and having been prevented by sickness from appearing before the board of exemption of Hanover county to obtain his discharge; which, on motion of Mr. WEST, was indefinitely postponed.

Mr. WEST moved to take up the resolution heretofore submitted, fixing the time for the meeting of this house at 10 o'clock A. M.

Mr. McCAMANT moved to amend the resolution, by substituting therefor the resolution heretofore submitted by him; which is as follows:

"Resolved, that this house will take a recess from 3 to 7½ o'clock P. M. each day, for the remainder of the session."

The question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Mr. BASS presented the petition of citizens of Roanoke, praying the exemption of William Duiguid, a founder, from military service; which, on motion, was referred to the committee on military affairs.

No. 51. A senate bill entitled an act to redress loyal citizens injured by the exercise of usurped power, was taken up, read a third time, and on motion of Mr. SAUNDERS of Franklin, recommitted to the committee for courts of justice.

The following senate bills were read a third time and passed:

No. 102. A senate bill entitled an act authorizing the auditor of public accounts to suspend the institution of legal proceedings against sheriffs in certain counties.

No. 106. A senate bill entitled an act amending and re-enacting the eighth section of the twenty-ninth chapter of the Code of Virginia (edition 1860).

No. 110. A senate bill entitled an act to incorporate Marengo lodge No. 109, I. O. O. F. at Martinsburg in the county of Berkeley.

No. 111. A senate bill entitled an act to provide for the trial of persons charged with offences committed in counties in possession of the enemy, or threatened with immediate invasion.

Ordered, that the clerk inform the senate thereof.

The following senate bills were read a third time, and on motion, laid on the table:

No. 93. A senate bill entitled an act for the relief of Robert Shield, late sheriff of the county of York.

No. 103. A senate bill entitled an act compensating David W.



Fröbel for services connected with the militia of Nicholas and Greenbrier counties.

The following engrossed bills were read a third time and passed:

No. 81. An engrossed bill entitled a bill prescribing penalties against illegal assessments and collection of taxes.

No. 137. An engrossed bill entitled a bill to incorporate the Hillsville military academy in the county of Carroll.

No. 143. An engrossed bill entitled a bill providing for loans to supply temporary deficiencies in the treasury—Ayes 79.

**AYES**—Messrs. Sheffey (speaker), Baker, Baskervill, Bass, Bayse, Blue, Booton, Buford, Burks, Cazenove, Clarke, H. N. Coleman, Crockett, Custis, Dabney, Daniel, R. J. Davis, Dice, Edmunds, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gatewood, George, Gillespie, Gilmer, Green, Hunter, Hunt, Irby, James, Johnson, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, P. Saunders, Shannon, Sherrard, Small, Spady, Staples, Steger, Tate, Thrash, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten and Worsham—79.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The **SPEAKER** laid before the house a communication from Judge E. P. Pitts; which, on motion, was laid on the table.

A message was received from the senate by Mr. **ARMSTRONG**, who informed the house of delegates that the senate had passed a bill entitled an act to provide for a currency of notes of less denomination than five dollars: in which they respectfully requested the concurrence of the house of delegates.

No. 148. An engrossed bill requiring the reconstruction of the bridge across Jackson's river, at Woodward's in the county of Alleghany, was taken up and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 36, noes 28:

**AYES**—Messrs. Sheffey (speaker), Baker, Baskervill, Bass, Blue, Carpenter, Cazenove, H. N. Coleman, Crockett, Daniel, Dice, Eggleston, Fleming, Gatewood, George, Gillespie, Irby, Johnson, Jordan, Kaufman, Laidley, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McKinney, Montague, Murdaugh, W. G. T. Nelson, Orgain, Pitman, Sherrard, Tate, Walker and Ward—36.

**NOES**—Messrs. Bayse, Clarke, Custis, Edmunds, Fletcher, Garrison, Gilmer, Green, Harrison, Jones, Lundy, Mallory, Newton, Prince, Reid, Riddick, Rives, Robinson, Shannon, Small, Staples, Steger, Vermillion, West, Williams, J. L. Wilson, Woodhouse and Woolfolk—28.

Resolved, that the bill be rejected.

No. 142. An engrossed bill to amend and re-enact section 19 of chapter 14 of the Code of Virginia, was taken up and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 40, noes 36:

**AYES**—Messrs. Sheffey (speaker), Baker, Baskervill, Bass, Bayse, Blue, Booton, Buford, Cazenove, H. N. Coleman, Daniel, J. D. Davis, R. J. Davis, Dice, Ewing, Fleming, Flood, Garrison, Gatewood, George, Gillespie, Gilmer, Jordan, Kaufman, Laidley, Mathews, McCamant, Montague, R. E. Nelson, Orgain, Pitman, Prince, Reid, Robertson, Robinson, Sorger, Tate, Williams, S. Wilson and Woodhouse—40.

**NOES**—Messrs. Carpenter, Crockett, Edmunds, Eggleston, Fletcher, Franklin, Friend, Green, Hunt, James, Johnson, Kyle, Lundy, Lynn, Mallory, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Murdaugh, W. G. T. Nelson, Newton, Riddick, Rives, Shannon, Small, Spady, Staples, Taylor, Thrash, Vermillion, Walker, West, Woolfolk, Wootten and Worsham—36.

Resolved, that the bill be rejected.

The following engrossed bills were read a third time, and on motions severally made, laid on the table:

No. 155. A bill to repair the road from Saltville to Tazewell courthouse.

No. 56. A bill to regulate proceedings under the second section of ordinance No. 70, entitled an ordinance to prohibit citizens of Virginia from holding office under the United States government, passed by the convention of Virginia on the 27th day of June 1861.

No. 138. A bill amending and re-enacting section 17 of chapter 64 of the Code of Virginia.

On motion of Mr. MALLORY, the chair was vacated until 7½ o'clock.

#### — EVENING SESSION.

The following engrossed bills were read a third time and passed:

No. 166. An engrossed bill entitled a bill to amend and re-enact the 63d ordinance of the convention, authorizing banks to change their places of business.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

No. 184. An engrossed bill entitled a bill amending the 8th section of chapter 186 of the Code, concerning judgment liens.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 156. An engrossed bill entitled a bill to prevent the escape of slaves in tide water counties, was taken up, read a third time, and on motion, was laid upon the table.

Mr. BARBOUR, from the committee of conference in relation to the disagreement of the two houses in regard to the bill imposing taxes for the support of government, presented a report.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had agreed to the report of the joint committee of conference in relation to the tax bill: in which they respectfully request the concurrence of the house of delegates.

And the question being on agreeing to the report of the committee of conference, Mr. MALLORY demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 44, noes 39.

On motion of Mr. PRINCE, the vote was recorded as follows:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Bayse, Blue, Crockett, Custis, Dabney, J. D. Davis, R. J. Davis, Edmunds, Evans, Ewing, Fleming, Franklin, Gatewood, Gordon, Grattan, Green, Harrison, Hunter, Hantt, Irby, James, Johnson, Kaufman, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, Pitman, Reid, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Steger, Tate, Tomlin, Walker and Woodhouse—44.

NOES—Messrs. Barbour, Baskerville, Booton, Cazenove, Clarke, H. N. Coleman, Dice, Fletcher, Flood, Friend, George, Gillespie, Gilmer, Hopkins, Jones, Kyle, Lundy, Lynn, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Riddick, Rives, Robertson, Sherrard, Thomas, Thrash, Vaiden, Vermillion, West, Williams, J. L. Wilson, S. Wilson, Woolfolk, Wooten and Worsham—39.

Ordered, that Mr. BARBOUR inform the senate thereof.

No. 69. A senate bill entitled an act to provide a currency of notes of less denomination than five dollars, was taken up, read a first and second times, and referred to the committee on banks.

No. 155. An engrossed bill entitled a bill to repair the road from Saltville to Tazewell courthouse, was taken up, read a third time and passed—Ayes 67, noes 16.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Barbour, Baskerville, Bass, Bayse, Blue, Booton, Cazenove, Clarke, H. N. Coleman, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Ewing, Fleming, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Gordon, Hopkins, Hunter, Irby, James, Johnson, Jones, Kaufman, Kyle, Laidiey, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Prince, Reid, Riddick, Robertson, Robinson, Rutherfordord, R. C. Saunders, Shannon, Sherrard, Steger, Tate, Thomas, Thrash, Tomlin, Vermillion, Walker, Williams, S. Wilson, Woodhouse and Woolfolk—67.

NOES—Messrs. Custis, Edmunds, Fletcher, Green, Harrison, Hunt, Lundy, Mallory, Rives, P. Saunders, Small, Vaiden, West, J. L. Wilson, Wootten and Worsham—16.

Ordered, that Mr. GEORGE carry the same to the senate, and request their concurrence.

The following bills were read a second time, and ordered to be engrossed and read a third time :

No. 152. A bill conferring the privilege upon the citizens of York county to hold precinct elections in the courthouse of James City.

No. 154. A bill for the relief of Major R. S. Billups.

No. 175. A bill to authorize the sale of the Roanoke valley rail road, was taken up, amended, and as amended read a second time, and ordered to be engrossed and read a third time.

No. 172. A bill to reduce into one all acts and parts of acts and joint resolutions for raising troops for the defence of the state, for enrolling and embodying the militia, calling for drafts, and collecting the arms of the state, passed at the present session of the general assembly, was taken up, and on motion, was laid on the table.

On motion of Mr. MALLORY, the house adjourned until to-morrow, 11 o'clock.

## FRIDAY, MARCH 28, 1862.

Prayer by Rev. Dr. Doggett of the Methodist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 27, 1862.

The senate have agreed to the amendment of the house of delegates to senate bill entitled :

An act to sanction an ordinance of the state of North Carolina entitled an ordinance to incorporate the Piedmont rail road company. No. 90.

They have passed bills entitled :

An act to amend and re-enact an ordinance of the convention, entitled an ordinance concerning the office of adjutant, passed June 28th, 1861.

An act to authorize the auditor of public accounts to settle the claim of the commonwealth against the sureties of John A. M. Lusk, late sheriff of Rockbridge county, No. 114.

They have passed house bills entitled:

An act to pay to John Kelley, surviving partner of Kelley & Larguey, the amount of a judgment of the circuit court of the city of Richmond against the board of public works, No. 130.

An act releasing a lien to the Richmond and Petersburg rail road company, No. 119.

An act to amend the second section of the act incorporating the Thornrose cemetery at Staunton, No. 112.

An act incorporating the Savings bank for small earnings of the city of Richmond, No. 62.

An act to incorporate the York river navigation company, No. 153.

An act incorporating the Victoria mining and manufacturing company in the county of Louisa, No. 160.

An act concerning the sinking fund, No. 126.

And they have passed with amendments house bills entitled:

An act for the relief of Robert Cooke, No. 114.

An act for the relief of Archibald M. Taylor, No. 129.

An act to incorporate the Fredericksburg insurance company, No. 159.

An act amending an act passed the 28th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe, No. 145.

They have rejected house bill entitled:

An act to compensate Samuel S. Bryant for certain services as prosecutor in the hustings court of Danville, No. 113.

They have agreed to a resolution concerning army and navy officers, and to a resolution in relation to certain coupon bonds held by C. W. Purcell & Co. and R. H. Maury & Co.

In which amendments, bills and resolutions they respectfully request the concurrence of the house of delegates.

No. 126. A senate bill entitled an act to carry into effect a contract made with the lessees of the Washington and Smyth salt works, for the purchase of salt, was read a first and second times, and on motion of Mr. MALLORY, read a third time; and the question being—Shall the bill pass? Mr. HOPKINS moved the indefinite postponement of the bill; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 27, noes 59.

On motion of Mr. PRINCE, the vote was recorded as follows:

**AYES**—Messrs. Barbour, Bayse, Cazenove, Cecil, Clarke, Ewing, Franklin, George, Gillespie, Green, Harrison, Hopkins, Hunt, Johnson, Kyle, McCamant, A. W. McDonald, I. E. McDonald, Newton, Robertson, Robinson, Shannon, Small, Steger, Tate, Vermillion and Walker—27.

**NOES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Blue, Booton, Bradford, Burks, H. N. Coleman, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fleming, Fletcher, Flood, Gatewood, Gordon, Hunter, Irby, James, Jones, Jordan, Lundy, Lynn, Mallory, Mathews, McKinney, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Orgain, Pitman, Prince, Reid, Riddick, Rives, Rutherford, P. Saunders, Sherrard, Spady, Thomas, Tyler, Vaiden, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wooten and Worsham—59.

The question being—Shall the bill pass? the roll was called with the following result—Ayes 59, noes 33:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskervill, Bass, Blue, Booton, Bradford, Burks, H. N. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Evans, Fleming, Fletcher, Flood, Gatewood, Gilmer, Hunter, Irby, James, Jones, Jordan, Lundy, Lynn, Mallory, Mathews, McKinney, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Reid, Riddick, Rives, Rutherford, P. Saunders, Sherrard, Staples, Thomas, Tyler, Vaiden, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Worsham—59.

**NOES**—Messrs. Barbour, Bayse, Carpenter, Cazenove, Cecil, Clarke, Eggleston, Ewing, Franklin, George, Gillespie, Gordon, Green, Harrison, Hopkins, Hunt, Johnson, Kyle, Laidley, McCamant, A. W. McDonald, I. E. McDonald, Montague, Orgain, Pitman, Robertson, Shannon, Small, Spady, Steger, Tate, Thrash and Vermillion—33.

No. 4. A senate bill entitled an act to suspend sales and legal proceedings in certain cases, and to repeal an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, was read a first and second times.

The bill was then amended, on motion of Mr. BURKS.

Mr. HUNTER moved further to amend the bill, by striking out in the 4th line of the 1st section, the following words: "executed prior to the 30th day of April 1861" (the effect of which was to prevent all sales under deeds of trust). Pending the consideration of which, Mr. MALLORY moved the indefinite postponement of the bill and amendment; and the question being on agreeing thereto, Mr. CARPENTER demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 39, noes 56.

On motion of Mr. MALLORY, the vote was recorded as follows:

**AYES**—Messrs. Barbour, Baskervill, Bayse, Booton, Bradford, Carpenter, Cecil, Clarke, H. N. Coleman, J. D. Davis, Edmunds, Eggleston, George, Gillespie, Green, Hunt, Kaufman, Kyle, Mallory, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Murdaugh, R. E. Nelson, Newton, Orgain, Prince, Rives, Robinson, Small, Sherrard, Thomas, Thrash, Vermillion, J. L. Wilson, Woodhouse, Wootten and Worsham—39.

**NOES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Blue, Buford, Burks, Cazenove, Crockett, Custis, Dabney, Daniel, R. J. Davis, Dice, Evans, Fleming, Fletcher, Flood, Garrison, Gatewood, Gilmer, Gordon, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Laidley, Lundy, Lynn, Mathews, Montague, W. G. T. Nelson, Pitman, Reid, Riddick, Robertson, Rutherford, P. Saunders, Shannon, Spady, Staples, Steger, Tate, Tomlin, Tyler, Vaiden, Walker, West, Williams, S. Wilson, Woodson and Woolfolk—56.

The question recurring on agreeing to the amendment submitted by Mr. HUNTER, was put, and decided in the negative—Ayes 44, noes 50.

On motion of Mr. BURKS, the vote was recorded as follows:

**AYES**—Messrs. Barbour, Baskervill, Bayse, Booton, Bradford, Buford, Cazenove, Cecil, H. N. Coleman, Crockett, Custis, Dabney, Daniel, J. D. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Harrison, Hopkins, Hunter, James, Johnson, Lynn, McCamant, Montague, Newton, Orgain, Pitman, Prince, Shannon, Sherrard, Staples, Vaiden, Walker, West, Williams and J. L. Wilson—44.

**NOES**—Messrs. Sheffey (speaker), Baker, Bass, Blue, Burks, Carpenter, R. J. Davis, Edmunds, Evans, Garrison, Gilmer, Green, Hunt, Irby, Jones, Jordan, Kaufman, Kyle, Laidley, Lundy, Mallory, Mathews, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Murdaugh, R. E. Nelson, W. G. T. Nelson, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Small, Spady, Steger, Tate, Thrash, Tyler, Vermillion, Ward, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Worsham—50.

On motion of Mr. PRINCE,

Resolved, that during the remainder of this session no member

shall be allowed for the discussion of any measure, a longer time than five minutes.

Mr. GREEN moved further to amend the bill, by striking out in the 6th section the following: "Nor to the annual collection of interest now due or hereafter accruing on any debt or obligation which existed on the said 30th day of April 1861; and the courts are authorized and empowered to hear and determine all claims and demands for such interest, and to enforce the same by ordinary process of law;" and the question being on agreeing thereto, was put, and decided in the negative—Ayes 33, noes 59.

On motion of Mr. GREEN, the vote was recorded as follows:

AYES—Messrs. Barbour, Baskerville, Bradford, Carpenter, J. D. Davis, Dice, Edmunds, Eggleston, Gatewood, George, Gillespie, Green, Harrison, Hunt, Johnson, Laidley, Mallory, A. W. McDonald, I. E. McDonald, McKinney, McLaughlin, Newton, Orgain, Pitman, Shannon, Small, Sherrard, Thomas, Vaiden, Ward, Williams, J. L. Wilson and Worsham—31.

NOES—Messrs. Sheffey (speaker), Baker, Bass, Blue, Booton, Buford, Burks, Cazenove, Clarke, H. N. Coleman, Crockett, Custis, Dabney, Daniel, E. J. Davis, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Gilmer, Gordon, Hopkins, Hunter, Irby, James, Jones, Jordan, Kaufman, Kyle, Lundy, Lynn, Mathews, McCamant, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Spady, Staples, Steger, Tate, Thrash, Vermillion, West, S. Wilson, Woodhouse, Woodson, Woolfolk and Wooten—59.

Mr. SAUNDERS of Franklin moved to amend the bill, by adding to the beginning of the 3d section the following: "Except with the consent of the parties thereto;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. WOODSON moved further to amend the bill in the 10th section, by striking out the following words: "nor shall it apply where a surety, guarantor or endorser (or his personal representative) of any person bound by contract, if a right of action has accrued thereon prior to the said 30th day of April 1861, shall give the notice to the creditor forthwith to institute suit thereon, required by the fourth section of chapter one hundred and forty-six of the Code of Virginia;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. STEGER submitted the following as an independent section:

"Be it further enacted, that no creditor shall have the benefit of the provisions of the exceptions of this act, who shall refuse payment of his debt, or of any interest which may have accrued thereon, the recovery of which is herein before permitted, when the same has been tendered prior to the institution of the suit, in such currency as is receivable in payments to the state."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. HARRISON submitted a substitute to the bill, as follows:

"1. Be it enacted by the general assembly, that the sheriff or other officer who shall have levied or may hereafter levy a writ of fieri facias or venditioni exponas, or a distress warrant, may take from the debtor a bond with sufficient surety, payable to the creditor, reciting the service of such writ or warrant, and the amount due thereon (which amount shall include the officer's fee for taking the bond, and his commission and other lawful charges, if any), with

condition to pay the said amount, with interest thereon from the date of said bond till paid. Whereupon, the property so levied upon shall be restored to the debtor, and the bond so taken shall be returned, as in case of a forthcoming bond, and shall constitute a lien on the realty of the obligors, to the same extent and in the same manner as forfeited forthcoming bonds returned to the clerk's office now do, and judgment may be had on such bonds in the same manner and by the same proceedings as judgments may be obtained on forthcoming bonds under existing laws; but no execution shall issue on such judgment until provided by law.

2. If no such bond be given, it shall be the duty of the sheriff or other officer to convene three freeholders from the vicinage, who, after being sworn, shall proceed to value the property so levied on; in no case valuing the same at less than the market value of such property as the market stood on the 6th day of November 1860. The said sheriff or other officer shall then proceed to advertise and offer for sale said property in the manner now provided by law; and unless the said property shall sell for the full amount of such valuation, it shall be restored to the debtor without lien.

3. There shall be no sales made under deeds of trust or decrees, until otherwise provided by law, except in cases in which the parties interested consent thereto; and in cases in which any of said parties being incompetent, by reason of infancy or other disability, to give such consent, a court of competent jurisdiction shall determine that the interests of the parties would be promoted by such sale: provided, that this section shall not be construed to require the consent of persons not residing in this state as necessary to any such sales: and provided further, that this section shall not apply to any attachment or proceedings thereupon authorized by chapter 151 of the Code of Virginia.

4. This act shall not apply to liabilities on the part of public officers or their sureties, or to debts or liabilities to the commonwealth, or to debts or liabilities due by persons who do not reside in, or have absconded from, or taken up arms against this commonwealth, or who, when required, shall fail or refuse to take the oath to support the constitution of the Confederate States.

5. The time during which this act is in force shall not be computed in any case where an action is required to be brought or other proceedings to be had or acts to be done within a certain time now prescribed by law.

6. Be it further enacted, that the ordinance entitled an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed by the convention of Virginia on the 30th day of April 1861, be and the same is hereby repealed; but such repeal shall not affect any right established, accrued or accruing under, or remedy or relief provided by the second, third and seventh sections of said ordinance.

7. This act shall be in force from its passage."

And the question being on agreeing thereto, Mr. NELSON of Louisa demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

The bill as amended was then read a third time; and the question being—Shall the bill pass? was put, and decided in the affirmative—Ayes 57, noes 34.

On motion of Mr. MALLORY, the vote was recorded as follows:

**AYES**—Messrs. Shaffer (speaker), J. T. Anderson, Baker, Bass, Bayse, Blue, Buford, Burks, Custis, Daniel, R. J. Davis, Dice, Evans, Ewing, Fleming, Fletcher, Flood, Franklin, Friend, Garrison, Gilmer, Gordon, Hopkins, Hunter, Irby, Johnson, Jones, Jordan, Laidley, Lundy, Mathews, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Pitman, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Staples, Steger, Tate, Vaiden, Walker, Ward, West, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk and Wootten—57.

**NOES**—Messrs. Barbour, Baskerville, Booton, Bradford, Carpenter, Cazenove, Clarke, H. N. Coleman, Crockett, Edmunds, Eggleston, Gatewood, George, Gillespie, Grattan, Green, Harrison, Hunt, James, Kyle, Lynn, Mallory, McCamant, A. W. McDonald, McLaughlin, Newton, Orgain, Robinson, Small, Sherrard, Thomas, Vermillion, J. L. Wilson and Worsham—34.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. CHRISTIAN, the senator from Augusta, who informed the house of delegates that the senate had passed house bill entitled an act providing for the exemption of certain parties upon religious grounds, No. 180, with amendments: in which they requested the concurrence of the house of delegates.

A message was received from the senate by Mr. CHRISTIAN, the senator from Middlesex, who informed the house of delegates that the senate had agreed to a joint resolution relative to certain militiamen of the county of Middlesex: in which they respectfully requested the concurrence of the house of delegates.

On motion of Mr. EVANS, the resolution was taken up. Pending the consideration of which, the hour of 3 o'clock having arrived, the chair was vacated until 7½ o'clock.

#### ————— EVENING SESSION.

The SPEAKER laid before the house a communication from the governor, enclosing a report of the adjutant general; which was read, and on motion, laid on the table.

No. 114. A senate bill entitled an act to authorize the auditor of public accounts to settle the claim of the commonwealth against the sureties of John A. M. Lusk, late sheriff of Rockbridge county, was read a first and second times, and referred to the committee on military affairs.

No. 113. A senate bill entitled an act to amend and re-enact an ordinance of the convention entitled an ordinance concerning the office of adjutant, passed June 28th, 1861, was read a first and second times, and referred to the committee on finance.

The amendment proposed by the senate to house bill entitled an act for the relief of Archibald M. Drew, was taken up and concurred in.

The amendment proposed by the senate to house bill entitled an act for the relief of Robertson Cooke, was taken up and concurred in.



The amendments proposed by the senate to house bill entitled an act to incorporate the Fredericksburg insurance company, were taken up and concurred in.

The amendment proposed by the senate to house bill entitled an act passed the 28th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe, was taken up and concurred in.

A joint resolution concerning army and navy officers, was taken up, and on motion, laid on the table.

A joint resolution in relation to certain coupon bonds held by C. W. Purcell & Co. and R. H. Maury & Co., was taken up, and referred to the committee on finance.

A preamble and joint resolution relative to certain militiamen of the county of Middlesex, being the unfinished business of the morning session, was taken up; and the question being on agreeing thereto, Mr. RUTHERFOORD demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 42; noes 43.

On motion of Mr. WALKER, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Buford, Carpenter, Clarke, H. N. Coleman, Crockett, Custis, R. J. Davis, Dice, Eggleston, Evans, Ewing, George, Gillespie, Gilmer, Gordon, Irby, Jones, Jordan, Laidley, Mathews, McCamant, I. E. McDonald, Montague, R. E. Nelson, Reid, Riddick, Robertson, Robinson, Shannon, Staples, Tate, Thomas, Vaiden, Vermillion, Ward, Woodhouse, Woolfolk, Wooten and Wynne—42.

**NOES**—Messrs. Baker, Barbour, Bayse, Blue, Booton, Carter, J. D. Davis, Edmunds, Fleming, Fletcher, Franklin, Gatewood, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, James, Kyle, Lundy, Lynn, Mallory, A. W. McDonald, Murdaugh, Newton, Orgain, Payne, Pitman, Rives, Rutherford, P. Saunders, Small, Sherrard, Steger, Thrash, Tomlin, Walker, West, Williams, S. Wilson, Woodson and Worsham—43.

Mr. SAUNDERS of Franklin, from the committee of roads and internal navigation, presented the following bills:

No. 186. A bill amending and re-enacting the 25th section of chapter 61 of the Code, so as to regulate the tolls chargeable by works of internal improvement on parcels or packages forwarded by or for persons in the military or naval service.

No. 187. A bill to regulate the charges by express companies on parcels or packages forwarded by or for persons in the military or naval service in time of war, insurrection or invasion.

Mr. FLOOD, from the committee on finance, presented the following bill:

No. 188. A bill defining the persons who may obtain a license; which was, on his motion, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 190. A bill to incorporate the Maryland society for the relief of sick and disabled Maryland soldiers and refugees; which, on his motion, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. ANDERSON, from the same committee, presented an adverse report to sundry resolutions and petitions to said committee referred.

**Mr. CARTER**, from a special committee, presented the following bill:

**No. 191.** A bill for the relief of John M. George, Thomas E. Ingram and others, being the officers and crew of the Windmill point light vessel; which, on his motion, was read a first time, and ordered to be read a second time.

**No. 103.** A senate bill entitled an act compensating David W. Frobel for services connected with the militia of Nicholas and Greenbrier counties, was taken up, on motion of **Mr. HUNTT**, read a third time and passed—Ayes 67, noes 4.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskervill, Bass, Blue, Buford, Carpenter, Carter, H. N. Coleman, Crockett, Custis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunt, Irby, James, Jones, Jordan, Kaufman, Laidley, Mathews, McCamant, A. W. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, Small, Sherrard, Spady, Staples, Steger, Tate, Tomlin, Vaiden, Walker, Ward, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Wootten and Wynne—67.

**NOES**—Messrs. Booton, Mallory, Thrash and West—4.

Ordered, that the clerk inform the senate thereof.

**No. 88.** A senate bill entitled an act to organize a regiment of pikemen for the confederate service, was read a third time and passed—Ayes 72, noes 6.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booton, Buford, Carter, Clarke, H. N. Coleman, Crockett, Custis, J. D. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Irby, Jordan, Kaufman, Kyle, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, Shannon, Spady, Staples, Tate, Thomas, Thrash, Tomlin, Vaiden, Vermillion, Walker, Ward, West, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk, Wootten, Worsham and Wynne—72.

**NOES**—Messrs. Grattan, Hopkins, Jones, P. Saunders, Steger and Williams—6.

Ordered, that the clerk inform the senate thereof.

**No. 26.** A bill to refund a sum of money to George R. Baylor, paid for a license tax, was taken up, and on motion of **Mr. TOMLIN**, laid on the table.

**Mr. Bass** presented the petition of sundry citizens of Roanoke county, praying the exemption of Samuel J. Burke from military service under the late proclamation of the governor; which was ordered to be referred to the committee on military affairs.

**No. 175.** An engrossed bill to authorize the sale of the Roanoke valley rail road, was read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 56, noes 26:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskervill, Bass, Blue, Booton, Carter, Clarke, Crockett, Custis, J. D. Davis, Dice, Eggleston, Fletcher, Flood, Gatewood, George, Gordon, Green, Hopkins, Hunter, Jones, Jordan, Kaufman, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McKinney, Montague, Murdaugh, R. E. Nelson, W. G. T. Nelson, Payne, Pitman, Reid, Rutherford, P. Saunders, Shannon, Spady, Thrash, Vaiden, Vermillion, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Worsham and Wynne—56.

**NOES**—Messrs. Barbour, Bayse, Buford, H. N. Coleman, R. J. Davis, Edmunds, Ewing, Fleming, Franklin, Garrison, Gillespie, Gilmer, Grattan, Harrison, Irby, Kyle, Newton, Riddick, Rives, Robertson, Staples, Steger, Steger, Tate, Tomlin, West and Wootten—26.

Resolved, that the bill be rejected.

On motion of Mr. GRATTAN, the rule was suspended, with a view to reconsider the vote rejecting the bill, and the bill laid on the table.

On motion of Mr. COLEMAN, the house adjourned until to-morrow, 11 o'clock.

### SATURDAY, MARCH 29, 1862.

Prayer by Rev. Dr. Doggett of the Methodist church.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, March 28, 1862.

The senate have passed house bills entitled :

An act to incorporate the Hillsville military academy in the county of Carroll, No. 137.

An act providing for loans to supply temporary deficiencies in the treasury, No. 143.

An act to repair the road from Saltville to Tazewell courthouse, No. 155.

An act prescribing penalties against illegal assessments and collection of taxes, No. 81.

And they have passed with amendments house bill entitled :

An act authorizing the county court of Brunswick county to impose a tax on dogs, No. 185.

They have passed bills entitled :

An act to amend and re-enact the 1st section of the act entitled an act to extend the jurisdiction and enlarge the powers of the corporation of the borough of Norfolk, passed February 4th, 1818, No. 115.

An act declaring the standard of a cord measure, No. 127.

An act amending and re-enacting the 39th chapter of the Code in relation to taxes on dividends, certain estates of decedents, process in suits, official seals, deeds, wills, administrations, and foreign insurance companies, No. 9.

In which amendments and bills they respectfully request the concurrence of the house of delegates.

No. 115. A senate bill entitled an act to amend and re-enact the 1st section of the act entitled an act to extend the jurisdiction and enlarge the powers of the corporation of the borough of Norfolk, passed February 4th, 1818, was read a first and second times, and on motion of Mr. BAKER, read a third time and passed.

No. 127. A senate bill entitled an act declaring the standard of a cord measure, was read a first and second times, and referred to the committee of propositions and grievances.

No. 9. A senate bill entitled an act amending and re-enacting the 39th chapter of the Code in relation to taxes on dividends, certain estates of decedents, process in suits, official seals, deeds, wills, administrations, and foreign insurance companies, was read a first and second times, and referred to the committee on finance.

The amendments proposed by the senate to house bill entitled an act authorizing the county court of Brunswick county to impose a tax on dogs, No. 185, and to house bill entitled an act providing for the exemption of certain parties upon religious grounds, No. 186, were agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. PITMAN, from the committee on military affairs, to whom had been referred

No. 113. A senate bill entitled an act to amend and re-enact an ordinance of the convention entitled an ordinance concerning the office of adjutant, passed June 28th, 1861, reported the same without amendment.

Mr. NEWTON, from the committee on finance, to whom had been referred

No. 114. A senate bill entitled an act to authorize the auditor of public accounts to settle the claim of the commonwealth against the sureties of John A. M. Lusk, late sheriff of Rockbridge county, reported the same without amendment.

Mr. NEWTON, from the same committee, to whom had been referred a joint resolution in relation to certain coupon bonds held by C. W. Purcell & Co. and R. H. Maury & Co., reported the same with a recommendation that it do pass.

Mr. MONTAGUE presented the petition of Messrs. Smith & Rock, in relation to the manufacture of grain into whisky; which was ordered to be referred to the committee of propositions and grievances.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had agreed to the amendments proposed by the house of delegates to senate bill entitled an act to suspend sales and legal proceedings in certain cases, and to repeal an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia, No. 4.

A message was received from the senate by Mr. GARNETT, who informed the house of delegates that the senate had agreed to a joint resolution to exempt a certain number of workmen in manufactories of agricultural implements: in which they respectfully requested the concurrence of the house of delegates.

No. 69. A senate bill entitled an act to provide a currency of notes of less denomination than five dollars, was taken up and amended.

Mr. BRADFORD moved to amend the bill, by inserting as an independent section, to come in after the 3d section, the following:

"Be it further enacted, that the several cities, towns and counties of this commonwealth be and they are hereby authorized to issue as currency notes or bills of and under the denomination of one dollar, in sums equal to the amount they may have respectively authorized to be appropriated, and which has been actually appropriated by them for arming and equipping their volunteers, and supporting the families of those who are indigent and in service; but the amount authorized by this section to be issued by any city or town shall not

be in addition to the amount authorized by the next preceding section."

And the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 48, noes 29.

**AYES**—Messrs. Sheffey (speaker), Baker, Barbour, Bass, Bayse, Booton, Bradford, Buford, Carter, Cazenove, H. N. Coleman, Crockett, J. D. Davis, Dice, Ewing, Fleming, Fletcher, Franklin, Friend, Gatewood, George, Gillespie, Gilmer, Green, Hopkins, Hunter, Jones, Kaufman, Lundy, Lynn, McCamant, A. W. McDonald, McLaughlin, W. G. T. Nelson, Orgain, Pitman, Riddick, Robertson, Sherrard, Thomas, Vermillion, Walker, Ward, West, Williams, S. Wilson, Woodson and Wright—48.

**NOES**—Messrs. J. T. Anderson, Baskervill, Burks, Clarke, R. J. Davis, Eggleston, Flood, Garrison, Gordon, Harrison, Irby, Johnson, I. E. McDonald, Montague, R. E. Nelson, Newton, Payne, Reid, Rives, Ruthersford, P. Saunders, R. C. Saunders, Shannon, Small, Spady, Steger, Tate, Tyler, Vaiden, Woodhouse and Worsham—29.

Mr. WOODSON submitted the following, to come in as an independent section, after the 4th section :

"Be it further enacted, that for the purpose of redeeming the notes issued by the counties, cities and towns of this commonwealth, under the provisions of this act, the courts of such counties, cities and towns as may issue such notes are required to levy upon the subjects of taxation mentioned in the 5th section of chapter fifty-three of the Code of Virginia of 1860, an amount sufficient to redeem thirty-three and a third per cent. of the amount of such notes in circulation at the time of such levy in the years 1862 and 1863, and at the time of the annual levy in the year 1864, the said counties, cities and towns shall levy upon said subjects of taxation an amount sufficient to redeem all such notes as may then be in circulation; such redemption to be made in such funds as are receivable in payment of dues to the commonwealth."

And the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. McDONALD of Hampshire submitted a substitute for the bill; and the question being on agreeing thereto, was put, and decided in the negative.

The bill as amended was then read a third time; and the question being—Shall the bill pass? was put, and decided in the affirmative—Ayes 48, noes 39.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows :

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bayse, Booton, Bradford, Carter, Cazenove, H. N. Coleman, Crockett, Custis, R. J. Davis, Dice, Eggleston, Ewing, Fletcher, Flood, Friend, Garrison, Gatewood, Gilmer, Grattan, Hopkins, Hunter, Irby, Kaufman, Lundy, Mathews, McCamant, R. E. Nelson, Pitman, Reid, Riddick, Robertson, Robinson, Small, Sherrard, Spady, Steger, Taylor, Thomas, Walker, Ward, West, Williams, S. Wilson, Woodhouse and Woodson—48.

**NOES**—Messrs. Barbour, Baskervill, Bass, Blue, Burks, Clarke, J. D. Davis, Fleming, Franklin, George, Gillespie, Gordon, Green, Harrison, Johnson, Jones, Laidley, Lynn, A. W. McDonald, I. E. McDonald, Montague, W. G. T. Nelson, Newton, Orgain, Payne, Rives, Ruthersford, P. Saunders, Shannon, Staples, Tate, Thrash, Tyler, Vaiden, Vermillion, J. L. Wilson, Worsham and Wright—39.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. LYNCH, who informed the house of delegates that the senate had passed a bill enti-

tled an act providing for and regulating the salary of the third clerk in the treasurer's department: in which they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had passed, with an amendment, house bill entitled an act authorizing the erection of a gallery in the hall now occupied by the Confederate States congress: in which amendment they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. NEWMAN, who informed the house of delegates that the senate had passed a bill to amend and re-enact the 63d ordinance of the convention authorizing banks to change their places of business, with an amendment: in which they respectfully requested the concurrence of the house of delegates.

And that they had agreed to a joint resolution creating a board to examine the treasury notes of the state of Virginia which have or may be hereafter redeemed or canceled: in which they requested the concurrence of the house of delegates.

Mr. BARBOUR, from the joint committee to confer with the president of the Confederate States, to whom had been referred certain communications of the governor, presented a report; which was ordered to be laid on the table and printed, together with a previous report of said committee, and the messages of the governor to said committee referred.

Mr. GREEN moved that the injunction of secrecy be removed from the proceedings of the house of delegates.

Mr. BRADFORD moved to amend the motion, by removing the injunction of secrecy only from the reports of the committee and the messages of the governor.

Pending the consideration of which, the hour of 3 o'clock having arrived, the chair was vacated until 7½ o'clock.

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#### EVENING SESSION.

The unfinished business of the morning session, being the resolution submitted by Mr. GREEN to remove the injunction of secrecy from all proceedings of the house of delegates during the present session, with the substitute therefor submitted by Mr. BRADFORD, to remove the injunction of secrecy as to the reports of the committee and the messages of the governor, was taken up, and the question being on agreeing to the substitute, was put, and decided in the affirmative.

The question recurring on agreeing to the motion as amended, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the negative.

No. 177. A bill to amend and re-enact the first section of an act entitled an act to authorize the organization of ten companies of rangers, was taken up, on motion of Mr. ANDERSON of Botetourt, and read a second time.

Mr. SAUNDERS of Campbell moved the indefinite postponement of the bill; and the question being on agreeing thereto, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 10, noes 64.

On motion of Mr. ANDERSON of Batetourt, the vote was recorded as follows:

AYES—Messrs. Burks, R. J. Davis, Fleming, Hunter, Laidley, R. C. Saunders, Shannon, Steger, Tate and Worsham—10.

NOES—Messrs. Shoffey (speaker), J. T. Anderson, Baker, Baskervill, Bayse, Blue, Booton, Clarke, Crockett, Custis, J. D. Davis, Dice, Eggleston, Ewing, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hunt, Irby, James, Johnson, Jones, Kaufman, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, R. E. Nelson, Newton, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, Small, Sherrard, Staples, Thomas, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Walker, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson and Woolfolk—64.

The bill was then read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. TOMLIN,

Resolved, that a special committee be appointed to enquire into the expediency of reporting a bill amending the act creating an ordinance department, passed at the last session of the general assembly, in accordance with the ordinance of the convention in relation thereto.

The SPEAKER announced the following committee under the resolution: Messrs. Tomlin, Barbour, Baskervill, Davis of Campbell, and Riddick.

Subsequently, Mr. TOMLIN, from the committee, presented the following bill:

No. 192. A bill to amend and re-enact an act entitled an act to create an ordinance department, passed January 25th, 1861; which, on his motion, was read a first time, and ordered to be read a second time; and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed—Ayes 76.

AYES—Messrs. Shoffey (speaker), J. T. Anderson, Baker, Baskervill, Bayse, Blue, Booton, Burks, Clarke, H. N. Coleman, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jones, Kaufman, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, R. E. Nelson, Newton, Payne, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Walker, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk and Worsham—76.

Ordered, that Mr. TOMLIN carry the same to the senate, and request their concurrence.

On motion of Mr. McDONALD of Hampshire, the rule was suspended, with a view to reconsider the vote rejecting

No. 126. A senate bill entitled an act to carry into effect a contract made with the lessees of the Washington and Smyth salt works, for the purchase of salt, and the bill laid on the table.

Mr. SAUNDERS of Campbell moved to suspend the rule, with a view to reconsider the vote by which the house ordered the printing of the reports of the joint committee and the messages of the go-

vernor; and the question being on agreeing thereto, on motion of Mr. SAUNDERS of Campbell, the motion was laid on the table.

No. 99. A senate bill entitled an act for the relief of E. A. W. Hore, late sheriff of Stafford county, was taken up, on motion of Mr. LYNN, read a third time and passed—Ayes 73.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskerville, Bayse, Blue, Booton, Burks, Clarke, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Kaufman, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, R. E. Nelson, Newton, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Tyler, Vaiden, Vermillion, Walker, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk and Worsham—73.

Ordered, that the clerk inform the senate thereof.

No. 113. A senate bill entitled an act to amend and re-enact an ordinance of the convention, entitled an ordinance concerning the office of adjutant, passed June 28, 1861, was read a third time and passed.

No. 114. A senate bill entitled an act to authorize the auditor of public accounts to settle the claim of the commonwealth against the sureties of John A. M. Lusk, late sheriff of Rockbridge county, was taken up, read a third time and passed—Ayes 77.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Blue, Burks, Clarke, H. N. Coleman, Crockett, Custis, J. D. Davis, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Kaufman, Laidley, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, R. E. Nelson, Newton, Payne, Pitman, Reid, Riddick, Rives, Rutherford, P. Saunders, R. C. Saunders, Shannon, Staples, Steger, Tate, Thomas, Thrash, Tomlin, Vaiden, Vermillion, Walker, Williams, S. Wilson, Woodhouse, Woodson, Woolfolk and Worsham—77.

Ordered, that the clerk inform the senate of the passage of the foregoing bills.

On motion of Mr. MALLORY,

Resolved, that when this house adjourns to-night, it will adjourn to meet at 10 o'clock on Monday morning.

The SPEAKER laid before the house a communication from the governor; which was read as follows:

EXECUTIVE DEPARTMENT, March 29th, 1862.

*Gentlemen of the senate and house of delegates:*

I have this moment received information of the death of Joseph F. Harvey, Esq., senator from the Westmoreland district. He died at his lodgings in this city this morning at 7 o'clock.

His intellectual qualities, his purity of character, his integrity of purpose, and his many virtues, endeared him to all his associates in private and public life. His loss will be severely felt.

Respectfully,

JOHN LETCHER.

Mr. NEWTON submitted the following resolutions; and the question being on agreeing thereto, was put, and decided in the affirmative by a unanimous vote.



Resolved, that this house has heard, with the deepest sensibility, the announcement of the death of Colonel Joseph F. Harvey, senator from the Westmoreland district, who departed this life at his lodgings in this city, after a brief illness, at an early hour this morning.

Resolved, that in the death of this pure and estimable man, his friends have reason to deplore the loss of a kind, generous and genial companion; the state, a firm defender of her rights and interests; the Southern Confederacy, an ardent advocate of independence, who generously devoted his means and his offspring to the public defence; and the cause of pure and undefiled religion, a disciple, who illustrated the sincerity of his faith by the excellence of his works.

Resolved, that in respect for the memory of the deceased, this house do now adjourn.

And thereupon, the SPEAKER announced the house adjourned until Monday, 10 o'clock.

### MONDAY, MARCH 31, 1862.

Prayer by Rev. James C. Hiden of the Baptist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, March 29, 1862.

The senate have passed bills entitled:

An act to abolish the office of superintendent of weights and measures, and transfer the duties of that office to the register of the land office, No. 124.

An act to prohibit free negroes from engaging in certain occupations, without the permission of the county court, No. 118.

And have passed house bill entitled:

An act appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county, to the salt works in Braxton county, No. 104.

They have rejected house bills entitled:

An act for the relief of Wilson Hix, sheriff of Appomattox county, No. 127.

An act increasing the salary of Joseph Jackson, clerk of accounts in the office of the auditor of public accounts, No. 32.

They have agreed to the amendments proposed by the house of delegates to senate bill entitled:

An act to provide a currency of notes of less denomination than five dollars, No. 69.

In which bills (No. 124 and No. 118) they respectfully request the concurrence of the house of delegates.

The SPEAKER laid before the house a communication from Angus W. McDonald, commissioner, &c., which was read, and on motion, laid on the table.

No. 124. A senate bill entitled an act to abolish the office of super-

intendent of weights and measures, and transfer the duties of that office to the register of the land office, was read a first and second times, and two-thirds concurring, read a third time and passed.

No. 118. A senate bill entitled an act to prohibit free negroes from engaging in certain occupations, without the permission of the county court, was read a first and second times, and on motion, laid on the table.

Mr. BLUE, from the committee of privileges and elections, presented the following report:

The committee of privileges and elections have examined the returns of the sheriffs and other officers of members of the house of delegates, and submit the following report:

There are returns from the following counties, &c. only:

Amelia, Alexandria, Augusta, Amherst, Berkeley, Brunswick, Bedford; Buckingham, Boone, Campbell, Caroline, Carroll, Clarke, Charles City, Charlotte, Dinwiddie, Essex, Franklin, Fauquier, Floyd, Frederick, Greenesville, Gilmer, &c., Gloucester, Halifax, Harrison, Hampshire, Henry, Henrico, Isle of Wight, Jefferson, King William, Lancaster, Lee and Scott, Loudoun, Lee, Montgomery, Morgan, Mercer, Madison, Nelson, Nansemond, Orange, &c., Prince George, Putnam, Princess Anne, Pittsylvania, Powhatan, Prince Edward, Pocahontas, Prince William, Pendleton, Page, Petersburg, Richmond City, Randolph, Rockbridge, Roanoke, Southampton, Smyth, &c., Shenandoah, Scott, &c., Tazewell, Taylor, Wythe, Warren, Webster.

The committee have also examined the certificate of the oaths of members of the present house of delegates, and find that the following members only have taken the oaths prescribed by law:

Messrs. John T. Anderson, Francis T. Anderson, Richard H. Baker, jr., William Baskerville, Colin Bass, James Bayse, Charles Blue, John R. Borton, Wood Bouldin, William A. Bradford, Andrew Brooks, A. S. Buford, Edward C. Burks, Samuel Carpenter, William G. Cazenove, John J. Cecil, David B. Clarke, John J. Coleman, H. N. Coleman, Charles F. Collier, Robert Crockett, James W. Custis, Robert Dabney, J. H. Daniel, John Dudley Davis, Reuben B. Dice, David C. Dunn, John R. Edmunds, A. B. Evans, Joshua Ewing, William W. Fleming, John G. Fletcher, Thomas H. Flood, J. M. Forbes, James Franklin, Charles T. Friend, G. T. Garrison, T. C. Green, Hervey George, John Gilmer, Douglas H. Gordon, John H. Hopkins, Andrew Hunter, O. W. Hunt, Richard Irby, Green James, William Johnson, Warner T. Jones, Alexander Jordan, M. E. Kaufman, James L. Kemper, William Kyle, Wilson Lively, William T. Lundy, Seymour Lynn, R. M. Mallory, Mason Mathews, Samuel McCamant, A. W. McDonald, Isaac E. McDonald, P. W. McKinney, Duncan McLaughlin, Rice D. Montague, C. W. Murdaugh, Robert E. Nelson, William G. T. Nelson, John Orgain, jr., Philip Pitman, Joseph H. Prince, S. M. Reid, Robert A. Richardson, Nathaniel Riddick, George E. Rives, Wyndham Robertson, Israel Robinsen, John M. Rowan, John C. Rutherford, Peter Saunders, jr., George W. Shorard, Charles J. Shannon, Hugh W. Sheffey, Adam Small, E. J. Spady, John O. Stuger, William M. Tate, Francis G. Taylor, Samuel W. Thomas, Valentine Thrash, H. B. Tomlin, T. T. Tredway, George Tyler, Isaac Vermillion, James Walker, George W. Ward, James L. Wilson, Samuel Wilson, H. B. Woodhouse, John C. Woodson, John L. Woolfolk, John F. Wootten, Henry C. Worsham, George T. Wright, Thomas H. Wynne.

Mr. JOHNSON, from the joint committee to examine the first auditor's office, presented a report; which was laid on the table.

Mr. RUTHERFOORD presented the memorial of sundry citizens of Goochland, asking that relief be extended to the firm of Fisher & Brother; which was, on motion, laid on the table.

The SPEAKER laid before the house a communication from the governor, communicating returns from the proper officers of the

Gosport navy yard; which was laid on the table, and ordered to be printed. Doc. No. 68.

No. 9. A senate bill entitled an act amending and re-enacting the 39th chapter of the Code, in relation to the taxes on dividends, certain estates of decedents, process on suits, official seals, deeds, wills, administrations, and foreign insurance companies, was taken up, on motion of Mr. BARBOUR, read a third time and passed.

No. 188. An engrossed bill defining the persons who may obtain a license, was taken up, on motion of Mr. REID, read a third time and passed.

Ordered, that Mr. REID carry the same to the senate, and request their concurrence.

Mr. BASS presented the petition of sundry citizens of Roanoke, praying the exemption of John Ferguson, a founder in Roanoke, from military service; which was ordered to be laid on the table.

On motion of Mr. STEGER,

Resolved, that a special committee be appointed, to consider the expediency of amending the act passed the 10th day of February 1862, entitled an act to raise troops to meet the requisition on Virginia by the president of the Confederate States.

The SPEAKER announced the following committee, under the resolution: Messrs. Steger, Harrison, Barbour and Gilmer.

On motion of Mr. CROCKETT,

Resolved by the general assembly, that in the event the contract entered into between the lessees of the Smyth and Washington salt works and a joint committee of this general assembly, for the sale to the state of 400,000 bushels of salt, be not ratified by a law of this general assembly at its present session, that the lessees aforesaid be released from the obligations of said contract.

Ordered, that Mr. CROCKETT carry the same to the senate, and request their concurrence.

No. 89. A senate bill entitled an act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being 1st section of an act entitled an act to prevent the circulation of small notes, passed March 3d, 1854, was taken up, amended, and as amended, read a third time and passed.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate, that they had agreed to the amendment.

A joint resolution in relation to certain coupon bonds held by C. W. Purcell & Co. and R. H. Maury & Co., was taken up and agreed to—Ayes 71, no 1.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Barbour, Bass, Bayse, Blue, Bradford, Buford, Burks, Cazenove, H. N. Coleman, Crockett, Custis, Daniel, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Garrison, Gatewood, Gillespie, Gilmer, Gordon, Green, Harrison, Hunter, Irby, James, Johnson, Jones, Lundy, Mallory, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Payne, Pitman, Reid, Kives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Vaiden, Vermillion, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Woolfolk, Worsham, Wright and Wynne—71.

No—Mr. George—1.

Ordered, that Mr. NEWTON inform the senate thereof.

No. 170. A bill authorizing the issue of treasury notes, was taken up, on motion of Mr. BARBOUR, read a first time, and ordered to be read a second time; and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, was read a third time and passed.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Barbour, Baskervill, Bass, Bayse, Bradford, Buford, Cazenove, Clarke, H. N. Coleman, Crockett, Custis, Dabney, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Flood, Garrison, Gatewood, George, Gillespie, Gordon, Green, Irby, James, Johnson, Jones, Laidley, Lynn, Mallory, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Payne, Pitman, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Small, Spady, Staples, Tate, Thrash, Tomlin, Vaiden, Vermillion, Walker, West, Williams, Woodhouse, Woodson, Woolfolk, Worsham, Wright and Wynne—66.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate, that the senate had passed the bill.

No. 177. An engrossed bill to amend and re-enact the 1st section of an act entitled an act to authorize the organization of ten or more companies of rangers, was taken up, on motion of Mr. ANDERSON of Botetourt, and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 44, noes 38:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Blue, Bradford, Buford, Carpenter, Carter, Clarke, Collier, Daniel, Dice, Ewing, Fleming, Franklin, Gillespie, Green, Harrison, Hopkins, James, Johnson, Lundy, Lynn, Mallory, McCamant, A. W. McDonald, McLaughlin, Montague, Orguin, Payne, Pitman, Reid, Rives, Robertson, Robinson, Shannon, Small, Sherrard, Taylor, Thrash, Walker, Williams, J. L. Wilson, Woodson and Woolfolk—44.

**NOES**—Messrs. Baker, Barbour, Bass, Bayse, Burks, Cazenove, H. N. Coleman, Crockett, R. J. Davis, Fletcher, Flood, Friend, Garrison, Gatewood, George, Gordon, Hunter, Irby, Laidley, R. E. Nelson, Newton, Riddick, Rutherford, P. Saunders, R. C. Saunders, Staples, Steger, Tate, Tomlin, Tyler, Vaiden, Ward, West, S. Wilson, Wootten, Worsham, Wright and Wynne—38.

Resolved, that the bill be rejected.

No. 175. An engrossed bill to authorize the sale of the Roanoke valley rail road, was taken up, on motion of Mr. BASKERVILL, read a third time and passed—Ayes 61, noes 23.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Blue, Bradford, Carter, Cazenove, Clarke, H. N. Coleman, Collier, Crockett, Custis, Daniel, Dice, Eggleston, Fleming, Fletcher, Flood, Gatewood, George, Gordon, Grattan, Green, Hopkins, James, Johnson, Jones, Laidley, Mallory, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, Orguin, Payne, Pitman, Reid, Rives, Robinson, Rutherford, P. Saunders, Shannon, Small, Sherrard, Spady, Tate, Thomas, Thrash, Vaiden, Vermillion, Walker, Ward, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Woolfolk, Worsham, Wright and Wynne—61.

**NOES**—Messrs. Baker, Barbour, Bayse, Buford, Burks, R. J. Davis, Ewing, Franklin, Garrison, Gillespie, Gilmer, Harrison, Hunter, Irby, Lynn, Newton, Riddick, Robertson, Staples, Steger, Tomlin, West and Wootten—23.

Ordered, that Mr. BASKERVILL carry the same to the senate, and request their concurrence.

No. 156. An engrossed bill to prevent the escape of slaves in tide water counties, was taken up, on motion of Mr. WOODHOUSE, and read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 42, noes 37:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskervill, Bass, Carter, Canove, Collier, Crockett, Daniel, R. J. Davis, Dice, Eggleston, Friend, Garrison, Gilmer, Gordon, Hopkins, Irby, Jones, Laidley, Lundy, Lynn, Mallory, McCamant, McLaughlin, Montague, Newton, Orgain, Payne, Riddick, Rives, Robertson, P. Saunders, R. C. Saunders, Sherrard, Spady, Staples, Vaiden, West, S. Wilson, Woodhouse, Worsham and Wright—42.

**NOES**—Messrs. Bayse, Blue, Bradford, Burks, Clarke, H. N. Coleman, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Green, Harrison, Hunter, Johnson, A. W. McDonald, I. E. McDonald, R. E. Nelson, Pitman, Reid, Rutherford, Shannon, Steger, Tate, Thrash, Vermillion, Walker, Ward, Williams, J. L. Wilson, Woolfolk, Wootton and Wynn—37.

Resolved, that the bill be rejected.

On motion of Mr. WILSON of Isle of Wight, the rule was suspended, with a view to reconsider the vote rejecting the bill.

On motion of Mr. WILSON of Isle of Wight, the rule was suspended, with a view to reconsider the vote ordering the bill to its engrossment.

The bill was then read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. WOODHOUSE carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had passed the following house bills :

An act to amend the 1st section of an act passed March 29, 1858, entitled an act concerning ferries in the counties of Russell and Wise, No. 164.

An act amending the 8th section of chapter 186 of the Code, concerning judgment liens, No. 184.

An act defining the persons who may obtain a license, No. 188.

An act to amend and re-enact an act entitled an act to create an ordinance department, passed January 25th, 1861, No. 192.

And that they had agreed to the amendments proposed by the house of delegates to senate bill entitled an act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being first section of an act entitled an act to prevent the circulation of small notes, passed March 3d, 1854, No. 89.

Mr. BURKS submitted the following resolution :

Robert M. Nimmo having failed to execute the bond required by joint resolution of the general assembly, passed on the 26th day of March 1862 :

Resolved, that the two houses of the general assembly proceed at once, by joint vote, to remove the said Nimmo from office as general agent and storekeeper of the penitentiary, for the unexpired term of said office, and to fill the vacancy created by such removal.

And the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 49, noes 36.

**AYES**—Messrs. Barbour, Baskervill, Bayse, Blue, Booton, Bradford, Burks, Clarke, H. N. Coleman, Crockett, J. D. Davis, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Green, Harrison, Hopkins, Irby, James, Johnson, Laidley, Lynn, Mallory, A. W. McDonald, Payne, Pitman, Reid, Riddick, Rives, Robertson, R. C. Saunders, Shannon, Small, Sherrard, Staples, Steger, Tate, Thrash, Vaiden, Vermillion, West, Williams, Wootton and Worsham—49.

**NOES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Buford, Carter, Cazenove, Collier, Custis, Daniel, Friend, Garrison, Gilmer, Gordon, Grattan, Hunter, Jones, Lundy, McCamant, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Rutherford, P. Saunders, Spady, Taylor, Ward, J. L. Wilson, S. Wilson, Woodhouse, Woolfolk and Wright—36.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to the following joint resolution :

Resolved by the senate, that the house of delegates be informed that the senate is now ready on its part to carry into effect the joint resolution adopted on the 25th day of March 1862, providing for the removal of Robert M. Nimmo from the office of storekeeper of the penitentiary, he having failed to execute and deliver the new bond required of him by the terms of said resolution.

Mr. CAZENOVE moved to lay the whole subject on the table; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 28, noes 48.

On motion of Mr. CAZENOVE, the vote was recorded as follows :

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Buford, Carter, Cazenove, Custis, Daniel, Friend, Garrison, Gilmer, Grattan, Lundy, McCamant, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, P. Saunders, Spady, Taylor, Thomas, Vaiden, J. L. Wilson, Woodhouse, Woolfolk and Wright—28.

**NOES**—Messrs. Baker, Barbour, Bayse, Blue, Bradford, Burks, Clarke, H. N. Coleman, Collier, Crockett, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Green, Harrison, Hopkins, Hunter, Hunt, Irby, James, Johnson, Jones, Laidley, Lynn, Mallory, A. W. McDonald, Payne, Pitman, Reid, Riddick, Rives, Robertson, Robinson, Rutherford, R. C. Saunders, Shannon, Small, Sherrard, Staples, Steger, Tate, Thrash, Tomlin, Vermillion, Walker, Ward, West, Williams, Wooten and Worsham—48.

The resolution of the senate was then concurred in.

The roll was then called, with the following result—For removal 43, against removal 24.

*For removal*—Messrs. Barbour, Baskervill, Bayse, Blue, Booton, Brooks, Burks, H. N. Coleman, Crockett, Eggleston, Ewing, Fleming, Flood, Franklin, Gatewood, George, Gillespie, Green, Harrison, Hunt, James, Johnson, Laidley, Lynn, Mallory, A. W. McDonald, Payne, Pitman, Reid, Riddick, Rives, Robertson, P. Saunders, Shannon, Small, Sherrard, Staples, Steger, Tate, Thrash, Vermillion, Williams, Wooten and Worsham—43.

*Against removal*—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Carter, Cazenove, Collier, Daniel, Garrison, Gilmer, Gordon, Grattan, Hunter, Jones, McCamant, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Rutherford, J. L. Wilson, S. Wilson, Woolfolk and Wright—24.

The SPEAKER announced the following committee to count the joint vote: Messrs. Burks, Barbour, Collier, Grattan, Cazenove, Green and Rives.

Mr. BURKS, from the committee, presented the following report :

Whole number of votes cast,	-	-	93
Necessary to removal,	-	-	47
For removal,	-	-	59
Against removal,	-	-	34

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to the following joint resolution :

Resolved, that the senate, without undertaking to decide what

number constitutes a quorum of the house of delegates, but for the purpose of removing all doubt as to the validity of the act of the removal of Robert M. Nimmo, request the house of delegates to take another vote on that question, and to secure, if possible, the attendance of seventy-seven members.

Mr. ROBERTSON submitted the following resolution :

Resolved, in response to the message of the senate, asking a new vote on the removal of Robert M. Nimmo, that the house of delegates is the sole judge of its own rules of proceeding, and what it proceeds, as a house, to do, in pursuance of the rules settled by itself, it will not consent should be questioned elsewhere; and that having, with a number of members present constituting a quorum according to its own rules, so settled, proceeded as a house to vote on the question of the removal of the storekeeper and general agent of the penitentiary, it denies the right of the senate to call in question its authority so to proceed, and therefore declines to vote again on that question. And the house respectfully informs the senate that this house is now ready to proceed to the election of a general agent and storekeeper of the penitentiary.

Mr. RUTHERFOORD moved to amend, by substituting the following: and the question being on agreeing thereto, was put, and decided in the affirmative :

Resolved, that this house respectfully declines to accede to the request of the senate that this body shall proceed to take another vote upon the question of the removal of Mr. Robert M. Nimmo from the office of general agent and storekeeper of the penitentiary.

Ordered, that Mr. RUTHERFOORD carry the same to the senate.

On motion of Mr. HUNTER,

Resolved, that with the consent of the senate, the further execution of the joint order be postponed until 6½ o'clock this evening.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. BALL, who informed the house of delegates that the senate had passed the resolution, with an amendment postponing the execution of the joint order until 7½ o'clock.

The amendment was concurred in.

The SPEAKER proceeded to sign the following enrolled bills:

An act to repair the road from Saltville to Tazewell courthouse.

An act compensating David W. Fobel for services connected with the militia of Nicholas and Greenbrier counties.

An act incorporating the Victoria mining and manufacturing company of the county of Louisa.

An act for the relief of Archibald M. Drew.

An act incorporating the Savings bank for small earnings of the city of Richmond.

An act amending an act passed the 28th day of March 1861, entitled an act amending the charter of the town of Union in the county of Monroe.

An act providing for loans to supply temporary deficiencies in the treasury.

An act releasing a lien to the Richmond and Petersburg rail road company.

An act to incorporate the York river navigation company.

An act appropriating the public revenue for the fiscal year 1861-62.

An act authorizing the receipt of Confederate States treasury notes in payment of taxes and other public dues.

An act to authorize the county court of Powhatan county to correct the assessment of the lands of A. S. Wooldridge's estate.

An act to pay W. George Cooper a certain sum of money for services as clerk of the 115th regiment of militia.

An act to release certain corporations and persons from forfeitures, penalties and rights of action incurred by issuing notes as a currency, contrary to law.

An act incorporating the Roanoke insurance company.

An act providing for the collection of taxes and other public dues in the hands of defaulting disloyal officers, and in the hands of other persons disloyal to the state.

An act for the relief of Robertson Cooke.

An act to incorporate the Hillsville military academy in the county of Carroll.

An act prescribing penalties against illegal assessments and collection of taxes.

An act to organize a regiment of pikemen for the confederate service.

An act to provide for the trial of persons charged with offences committed in counties in possession of the enemy or threatened with immediate invasion.

An act to sanction an ordinance of the state of North Carolina entitled an ordinance to incorporate the Piedmont rail road company.

An act for the relief of the sureties of John C. Harrison, sheriff of Tazewell county.

An act to enforce payment of balances due from commissioners of forfeited and delinquent lands.

An act to amend and re-enact the third section of an act passed March 5th, 1862, entitled an act to incorporate the Confederate mutual life insurance company.

An act to authorize field artillery to be made and small arms to be purchased for the state.

An act to authorize the issue of registered certificates of state stock to Dr. Peter F. Brown, in lieu of two lost bonds.

An act authorizing the trustees of Oak grove church in the county of Pocahontas, to sell and convey property.

An act to legalize the use of certain state securities held by the Bank of Pittsylvania as part of its capital.

An act to relieve the sureties of Robert Chambers, late sheriff of Boone county.

An act to amend the second section of the act incorporating the Thornrose cemetery at Staunton.

An act to compensate Samuel S. Bryant for certain services as prosecutor in the hustings court of Danville.



An act concerning the sinking fund.

An act to authorize vacancies to be filled pro tempore in certain offices after the ratification of the amended constitution.

An act to pay to John Kelley, surviving partner of Kelley & Larguey, the amount of a judgment of the circuit court of the city of Richmond against the board of public works.

An act amending and re-enacting the eighth section of the twenty-ninth chapter of the Code of Virginia (edition 1860).

An act for the relief of John H. Haskins, sheriff of Amelia, and his sureties.

An act to incorporate Marengo lodge No. 109, I. O. O. F. at Martinsburg in the county of Berkeley.

An act authorizing the auditor of public accounts to suspend the institution of legal proceedings against sheriffs in certain counties.

An act providing for annual sessions of the general assembly.

An act to authorize the governor to organize and call out certain military forces for the defence of the state.

An act to suspend sales and legal proceedings in certain cases, and to repeal an ordinance to provide against the sacrifice of property, and to suspend proceedings in certain cases, passed on the 30th day of April 1861, by the convention of Virginia.

An act authorizing the county court of Brunswick county to impose a tax on dogs.

An act to authorize the auditor of public accounts to settle the claim of the commonwealth against the sureties of John A. M. Lusk, late sheriff of Rockbridge county.

An act for the relief of E. A. W. Hore, late sheriff of Stafford county.

An act to amend and re-enact an ordinance of the convention, entitled an ordinance concerning the office of adjutant, passed June 28, 1861.

An act to amend and re-enact the 1st section of the act entitled an act to extend the jurisdiction and enlarge the powers of the corporation of the borough of Norfolk, passed February 4, 1818.

An act providing for the exemption of certain parties upon religious grounds.

An act to organize a military contingent fund.

An act concerning bank directors.

An act to provide for having an accurate record made of the military forces of Virginia.

An act for the relief of Joel D. Ashberry, Wescon Lewis and others, being the officers and crew of the York Spit light vessel.

An act to constitute a corps more effectually to collect the arms of the state and Confederate States, not in actual service.

An act for the relief of the securities of Robert O. Doss, late sheriff of the county of Campbell.

An act authorizing a reassessment of a house and lot in Lynchburg, owned by Barney McKinney and James Casey, and for the repayment to them of certain taxes.

An act to amend an act incorporating the Shenandoah cotton

manufacturing company, passed December 19, 1861, and to change its name to Cedar creek cotton manufacturing company.

An act to prevent certain violations of the Sabbath.

An act to incorporate the Fredericksburg insurance company.

An act to amend an act entitled an act amending the charter of the town of Danville, passed March 4, 1854, and incorporating into one the subsequent acts amendatory thereof.

An act authorizing Maryland volunteers who re-enlist in the troops of Virginia to be transferred to Maryland regiments.

An act for the relief of Coalman D. Bennett, executor of Howard Craft deceased of Pittsylvania county.

An act to incorporate the Preston coal, oil and iron company.

An act imposing a tax, on dogs in the counties of Alleghany and Botetourt.

An act to declare the powers of boards of exemption, and to impose penalties on members of such boards for usurping powers not conferred on them, and to amend the 6th section of an act passed February 18, 1862, entitled an act amending and re-enacting the 2d section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption.

An act to extend the time for the exercise of certain civil rights and remedies.

An act to protect loyal citizens whose property may be sold by officers under illegal process.

An act requiring the penitentiary storekeeper to make quarterly reports to the board of directors.

An act for the relief of the personal representative of A. J. Whitehead deceased, late sheriff of Pittsylvania county.

An act to incorporate the West fork iron manufactory in Floyd county.

An act authorizing the recovery of money stolen from the Exchange Bank of Virginia at Weston.

An act for the relief of the indigent soldiers who have been or may be disabled in the military service of the state, and the widows or minor children of soldiers who have died or may hereafter die in the service.

An act to incorporate the Virginia rolling mills company.

An act to amend and re-enact an ordinance extending the jurisdiction of the county courts in certain cases, passed by the convention on the 26th day of June 1861.

An act to amend section 28 of chapter 52 of the Code of Virginia (edition of 1860).

An act allowing further time to the owners of lots in the town of Columbia in the county of Fluvanna to build on and improve the same.

An act to provide for the assumption and payment of the Confederate States war tax.

An act declaring a portion of New river a lawful fence.

An act making an appropriation to the civil contingent fund.

An act to reorganize the 17th and 28th brigades Virginia militia.

An act to incorporate the Bellevue hospital in the vicinity of the city of Richmond.

An act to amend the ninth section of an act entitled an act to amend the charter of the James river and Kanawha company, passed March 23d, 1860, and providing a loan of bonds to the James river and Kanawha company, to keep open the navigation of the James river canal, and to improve the sluices upon a part of the river.

An act refunding to the securities of Thomas K. Davis, late sheriff of Prince William county, damages paid by them as such.

An act to amend the 4th section of an act to incorporate the Confederate insurance company, passed 4th February 1862.

An act to incorporate the Stewartsville savings bank.

An act incorporating the Dover coal mining company.

An act to authorize the reorganization of the Culpeper minute men and the Culpeper rifles.

An act changing the lines of Pulaski and Wythe counties.

An act to authorize the use of the jails and poorhouses of the state by the Confederate States, for the safe-keeping of free negroes arrested by military authority.

An act to provide for the payment of interest to loyal citizens, on certain bonds guaranteed by the commonwealth.

An act to prevent the unnecessary consumption of grain by distillers and other manufacturers of spirituous and malt liquors.

An act for the relief of William T. Fitchett, commonwealth's attorney for the county of Northampton.

An act for the relief of John W. Vaughan and others.

An act to amend an ordinance of the convention to provide for the organization of the provisional army for the state of Virginia.

An act to convert the branch of the Northwestern Bank of Virginia at Jeffersonville into a separate and independent bank.

An act to provide a currency of notes of less denomination than five dollars.

An act authorizing the issue of treasury notes.

An act to abolish the office of superintendent of weights and measures, and transferring the duties of that office to the register of the land office.

An act to prevent the escape of slaves in tide water counties.

An act appropriating money for the construction of a road from Marlin's Bottom in Pocahontas county to the salt works in Braxton county.

An act to amend and re-enact the 61st section of chapter 38 of the Code of 1860, being first section of an act to prevent the circulation of small notes, passed March 3d, 1854.

An act defining the persons who may obtain a license.

An act amending and re-enacting the 39th chapter of the Code, in relation to the taxes on dividends, certain estates of decedents, process in suits, official seals, deeds, wills, administrations, and foreign insurance companies.

An act to amend and re-enact the 63d ordinance of the convention, authorizing banks to change their places of business.

An act authorizing the erection of a gallery in the hall now occupied by the Confederate States congress.

An act to compensate William H. Dulaney, attorney for the commonwealth for the circuit court of Fairfax, for his services for the spring term 1861.

An act for the relief of John R. Cunningham, administrator of Newton Cunningham, late sheriff of Prince Edward county.

An act releasing the securities of Thomas K. Davis, late sheriff of Prince William county, from the payment of damages.

An act to incorporate the Planters insurance company of Petersburg.

An act to repair the road leading from the Warm springs, by Huntersville, to Greenbrier river, at Marlin's Bottom.

An act to empower the governor to have made out and filed in the state department, complete lists of Virginia forces.

An act to amend and re-enact section 1st, chapter 57, Acts 1861.

An act to incorporate the Confederate mutual life insurance company.

An act to raise troops to meet the requisition on Virginia by the president of the Confederate States.

An act to amend the 2d section of chapter 175 of the Code, so as to provide for the temporary appointment of commissioners in chancery.

An act incorporating the Mutual life insurance company.

An act to amend section 27 of chapter 24 of the Code (new edition), providing for a clerk in the adjutant general's office.

An act to provide for the construction of a rail road for military purposes, connecting the Manassas gap rail road at or near Strasburg in the county of Shenandoah, with the Winchester and Potomac rail road at or near Winchester in the county of Frederick.

An act amending and re-enacting the second section of chapter 22 of the Code of Virginia, respecting persons exempt from all military duties, and providing the mode of exemption.

An act to amend section 11 of chapter 29 of the Code, so as to exempt the property of persons in the military service of the state from distress for rent payable in money.

An act for ascertaining and enrolling the military force of the commonwealth.

An act to amend the 5th section of chapter 13 of the Code, in relation to administering the oaths to be taken by the members of the two houses of the general assembly.

An act to amend and re-enact an ordinance to provide for the enrollment and employment of free negroes in the public service, passed by the convention July 1st, 1861.

An act to provide for the construction of a rail road connection between the Orange and Alexandria and Manassas gap rail roads, and the Richinond, Fredericksburg and Potomac rail road.

An act compensating Norman C. Smoot and James Caudy, commissioners of the revenue for the county of Hampshire, for services performed.

An act to amend section 11 of chapter 163 of the Code, in relation to the removal of the records and papers of courts.

An act concerning treasury notes.

An act to compensate E. J. Buckwalter and W. H. Pate, jailors of Bedford county, for keeping certain negro convicts confined in the jail of said county, in the year 1861.

An act making an appropriation to the civil contingent fund.

An act refunding to the county of Amherst a license tax paid by George L. Shrader, advanced to him by the county court of said county.

An act to incorporate the Confederate insurance company.

An act constituting a part of New river a lawful fence.

An act to refund to Edmund W. Bayley a sum of money erroneously paid by him into the treasury.

An act constituting a part of New river a lawful fence.

An act to incorporate the Shenandoah cotton manufacturing company in the county of Shenandoah.

An act to authorize the banks of this commonwealth to issue notes of the denomination of one and two dollars.

An act to incorporate the Catherine furnace company in the county of Spotsylvania.

An act to authorize an alteration in the line of the South side rail road.

An act to incorporate the Mutual life insurance company of Lynchburg.

An act to authorize the organization of ten or more companies of rangers.

An act to authorize the establishment of a military school as a part of the instruction of Randolph Macon college.

An act for the relief of John S. Currell, James W. Gresham administrator of George W. Flowers, and William N. Kirk.

An act to amend the 14th section of chapter 15 of the Code, so as to authorize the enrollment of the acts and joint resolutions of the general assembly on parchment or paper.

An act to authorize county and corporation courts to certify insolvent muster fines in certain cases.

An act authorizing the commissioners of the revenue for the southern district of Halifax county, to issue a license to David Apt as a hawker and peddler in said county.

An act making compensation to A. F. Haymond, attorney for the commonwealth.

An act to amend an act entitled an act to incorporate the Atlantic steam ferry company.

An act incorporating the Virginia anthracite coal and iron company.

An act to amend and re-enact the 13th section of chapter 42 of the Code of Virginia, so as more effectually to regulate the sales of real estate under executions in favor of the commonwealth.

An act to amend the 4th section of an act entitled an act to incorporate the Danville manufacturing company, passed March 17, 1860.

An act to authorize Hughes Dillard to erect a dam half across Smith's river in the county of Henry, in a manner not inconsistent with the rights of the Smith's river navigation company.

An act to amend and re-enact the act entitled an act providing for the employment of negro convicts on the public works, passed April 7, 1858.

An act to incorporate the Virginia chemical works.

An act exempting from taxation the seal of courts attached to papers or records for the recovery of the wages or other dues of deceased soldiers, and to refund the tax heretofore paid.

An act compensating George Duffey, late commissioner of the revenue for the city and county of Alexandria, for services performed.

An act amending and re-enacting section 12, chapter 77, of the Code of Virginia.

An act to amend and re-enact the 4th section of chapter 10 of an act to incorporate the Virginia canal company, and to transfer the rights and franchises of the James river and Kanawha company thereto.

An act to incorporate the Windsor tanning and boot and shoe manufacturing company.

An act to improve the navigation of New river.

An act authorizing and directing the sale and delivery by the governor of a convicted slave named Richard, to John Washington of Caroline county.

An act to amend and re-enact the 8th section of an ordinance entitled an ordinance to provide against the sacrifice of property and to suspend proceedings in certain cases, passed by the convention of Virginia on the 30th day of April 1861.

An act amending the charter of the town of Fredericksburg.

An act to incorporate the Petersburg iron works.

An act authorizing the judge of the court of hustings of the city of Richmond to grant a new trial in the case of the commonwealth against Edward Kersey and Hammett A. Pearce.

An act to authorize the transfer of certain bonds of the state held in trust by the government of the United States for certain Indian tribes, and providing for the payment of interest thereon.

An act to amend the 2d and 5th sections of an act entitled an act incorporating the James river insurance company at Howardsville in the county of Albemarle, passed 31st January 1860.

An act to amend and re-enact an act entitled an act to create an ordinance department, passed January 25, 1861.

An act amending the 8th section of chapter 186 of the Code, concerning judgment liens.

An act to provide for the more effectual and speedy transportation of freight and travel through the cities of Richmond and Petersburg.

An act to compel turnpike and plank road companies to keep their roads in order.

An act to amend and re-enact an act entitled an act refunding to Moses G. Booth damages paid by him as surety of Samuel S. Turner, late sheriff of Franklin county, passed March 19, 1861.

An act to amend the first section of an act passed March 29, 1858, entitled an act concerning ferries in the counties of Russell and Wise. On motion, the chair was vacated until 7½ o'clock.

### EVENING SESSION.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had agreed to the following joint resolution:

Resolved, that the senate, without intending to express any opinion on what constitutes a majority of the house of delegates, but in view of the constitutional convictions of some of the members in regard to the vote upon the question of the removal of *Robert M. Nimmo* as storekeeper of the penitentiary, respectfully requests the house of delegates to go into another joint ballot with the senate on the subject.

The resolution was agreed to.

Ordered, that Mr. MALLORY inform the senate thereof.

The roll was then called, with the following result:

*For removal*—Messrs. Baibour, Baskervill, Bayse, Blue, Booton, Bradford, Buford, Burks, H. N. Coleman, Crockett, R. J. Davis, Dice, Eggleston, Ewing, Fleming, Fletcher, Flood, Franklin, Gatewood, George, Gillespie, Green, Harrison, Hopkins, Hunt, Irby, James, Johnson, Jordan, Laidley, Lynn, Mallory, A. W. McDonald, Pitman, Reid, Riddick, Rives, Robertson, Robinson, R. C. Saunders, Shannon, Small, Sherrard, Staples, Steger, Tate, Thrash, Vaiden, Vermillion, Walker, West, Williams, Woodson, Wootten, Worsham and Wynne—56.

*Against removal*—Messrs. Sheffey, (speaker), J. T. Anderson, Baker, Bass, Carpenter, Carter, Collier, Custis, Daniel, Garrison, Gilmer, Gordon, Hunter, Jones, Lundy, Montague, Newton, Orgain, Prince, Rutherford, P. Saunders, Spady, Ward, J. L. Wilson, S. Wilson, Woodhouse and Woolfolk—27.

Mr. BURKS, from the same committee, presented the following report:

Whole number of votes,	-	-	-	113
Necessary to removal,	-	-	-	57
For removal,	-	-	-	74
Against removal,	-	-	-	39

The SPEAKER thereupon declared that *R. M. Nimmo* was removed from the office of general agent and storekeeper of the penitentiary.

The house then proceeded to the further execution of the joint order, which had for its object the election of a general agent and storekeeper of the penitentiary, to supply the vacancy created by the removal of *R. M. Nimmo*.

Mr. MALLORY nominated *John Knote*.

Mr. GRATTAN nominated *John Bell Bigger*.

Mr. CAZENOVE nominated *R. M. Nimmo*.

Ordered, that Mr. MALLORY inform the senate that the house was ready on its part to proceed to the further execution of the joint order, and that *John Knote*, *R. M. Nimmo* and *John B. Bigger* were in nomination.

A message was received from the senate by Mr. JOHNSON, who

informed the house of delegates that the senate were ready on its part to proceed to the execution of the joint order, and that no nominations had been made in that body.

The roll was then called, with the following result :

*For John Knoté*—Messrs. J. T. Anderson, Baskerville, Bass, Blue, Booton, Bradford, Buford, Burks, H. N. Coleman, Collier, Daniel, Dice, Fleming, Fletcher, Gatewood, Gilmer, Green, Harrison, Hunter, Irby, Johnson, Jordan, Laidley, Lynn, Mallory, A. W. McDonald, R. E. Nelson, Orgain, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, Small, Sherrard, Spady, Tomlin, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Worsham and Wynne—46.

*For R. M. Nimmo*—Messrs. Sheffey (speaker), Baker, Carpenter, Carter, R. J. Davis, Lundy, McLaughlin, Prince, and S. Wilson—9.

*For Mitchell B. Tate*—Messrs. Bayse, Crockett, Eggleston, Ewing, Franklin, George, Gillespie, Hopkins, James, McCamant, Montague, Shannon, Staples, Tate, Thrash, Vaiden, Vermillion and Walker—18.

*For J. Bell Bigger*—Messrs. Barbour, Custis, Flood, Garrison, Gordon, Jones, Newton, Robertson, P. Saunders, R. C. Saunders, Steger and Wooten—12.

The SPEAKER announced the following committee on the part of the house, to meet a corresponding committee on the part of the senate, and ascertain the joint vote : Messrs. Mallory, Burks, Barbour, Cazenove, and Davis of Campbell.

Subsequently, Mr. MALLORY, from the same committee, presented the following report :

Whole number of votes cast,	-	-	114
Necessary to a choice,	-	-	58
<i>John Knoté</i> received	-	-	54
<i>M. B. Tate</i> “	-	-	30
<i>R. M. Nimmo</i> “	-	-	17
<i>John B. Bigger</i> “	-	-	13

There being no election, the name of Mr. *Bigger* was dropped, under the rule.

The roll was again called, with the following result :

*For John Knoté*—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Barbour, Baskerville, Bass, Blue, Booton, Bradford, Buford, Burks, Carter, H. N. Coleman, Collier, Custis, Daniel, R. J. Davis, Dice, Fleming, Fletcher, Garrison, Gatewood, Gilmer, Gordon, Green, Harrison, Hunter, Irby, Johnson, Jones, Jordan, Laidley, Lundy, Lynn, Mallory, A. W. McDonald, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Small, Sherrard, Spady, Steger, Tomlin, Vaiden, Walker, Ward, West, Williams, J. L. Wilson, Woodhouse, Woodson, Worsham and Wynne—63.

*For R. M. Nimmo*—Messrs. Carpenter, Cazenove, McLaughlin, and S. Wilson—4.

*For Mitchell B. Tate*—Messrs. Bayse, Crockett, Eggleston, Ewing, Flood, Franklin, George, Gillespie, Hopkins, James, McCamant, Montague, Shannon, Staples, Tate, Thrash and Vermillion—17.

*For J. Bell Bigger*—Mr. Wooten—1.

Mr. MALLORY, from the committee, presented the following report :

Whole number of votes cast,	-	-	117
Necessary to a choice,	-	-	59
<i>John Knoté</i> received	-	-	75
<i>M. B. Tate</i> “	-	-	33
<i>R. M. Nimmo</i> “	-	-	6
<i>John B. Bigger</i> “	-	-	4

*John Knoté* having received a majority of all the votes cast, was declared duly elected general agent and storekeeper of the penitentiary, to supply the vacancy created by the removal of R. M. Nimmo.



On motion of Mr. BURKS,

Resolved, that the thanks of this house are due and are hereby tendered to HUGH W. SHEFFEY, for the dignity, ability and impartiality with which he has discharged the duties of speaker *pro tempore* of this house.

Resolved, that the thanks of this house be tendered to H. D. Burruss, sergeant at arms, and to Robert W. Burke and James W. Montague, doorkeepers of this house, for the prompt and efficient manner in which they have discharged the duties of their respective offices.

On motion of Mr. NEWTON,

Resolved, that the thanks of the house be tendered to the pages for their courteous and obliging deportment during the present session.

On motion of Mr. CARTER,

Resolved, that the thanks of the house are hereby tendered to the reverend clergymen of the city of Richmond, who have officiated during the present session.

Messages were interchanged between the two houses as to their readiness to adjourn.

And then, on motion of Mr. HARRISON, the house adjourned sine die.

# MEMBERS OF THE HOUSE OF DELEGATES, 1861-2

Accomack, Albemarle,	G. T. Garrison. Frank Minor, M. L. Anderson.* Wm. G. Cazenove.	Frederick,	George W. Ward, M. R. Kaufman.
Alexandria,	Samuel Carpenter.	Giles, Gloucester.	William Eggleston.
Alleghany and Bath,	Richard Irby.	Goochland,	Warner T. Jones.
Amelia and Nottoway,	Jno. Dudley Davis.	Grayson,	Jno. C. Rutherford.
Amherst,	Thomas H. Flood.	Greenbrier,	Samuel McCamant.
Appomattox,	Hugh W. Sheffey,	Greensville and } Sussex, } Halifax,	Mason Mathews.
Augusta,	William M. Tate, James Walker.	Hampshire,	William T. Lundy.
Barbour,	William Johnson.		Jno. R. Edmunds,
Bedford,	Edw'd C. Burks,		George H. West.
Berkeley,	Alexander Jordan.	Hanover,	A. W. McDonald, jr.
Botetourt and Craig,	Israel Robinson,	Hardy,	Charles Blue.
Braxton, Nicholas } and Clay, }	Adam Small.	Henrico,	Francis G. Taylor.
Brunswick,	Jno. T. Anderson,	Henry,	Charles Williams.
Buckingham,	Green James.	Highland,	Z. S. McGruder.
Cabell,	Duncan McLaughlin.	Isle of Wight,	John F. Wootten.
Campbell,	R. M. Mallory.	Jefferson,	Wm. W. Fleming.
Caroline,	P. W. McKinney.	King George and } Stafford, }	James L. Wilson.
Carroll,	Albert Laidley.	King William,	Thomas C. Green,
Charles City,	Robert C. Saunders,	Lancaster and } Northumberland, }	Andrew Hunter.
James City and } New Kent, }	Robert J. Davis.	Lee and Wise,	J. H. Daniel.
Charlotte,	George Tyler.	Lee, Scott and Wise,	H. B. Tomlin.
Chesterfield,	William Kyle.	Logan, Boone and } Wyoming, }	Addison L. Carter.
Clarke,	V. Vaiden.	Loudoun,	Joshua Ewing.
Culpeper,	Wood Bouldin.	Louisa,	James Bayse.
Cumberland and } Powhatan, }	Charles T. Friend.	Lunenburg,	Isaac E. McDonald.
Dinwiddie,	Wm. A. Bradford.	Madison,	Burr P. Noland,
Elizabeth City,	James Barbour.	Mathews and } Middlesex, }	Matthew Harrison.
Warwick, York } & Williamsburg, }	Robert Dabney.	Mecklenburg,	Wm. G. T. Nelson.
Essex and } King & Queen, }	Henry C. Worsham.	Mercer,	John Orgain, jr.
Fairfax,	James W. Custis.	Monroe,	James L. Kemper.
Fauquier,	George T. Wright.	Montgomery,	A. B. Evans.
Fayette and Raleigh,	O. W. Hunt.	Nansemond,	William Baskerville.
Floyd,	J. M. Forbes,	Nelson,	Ro. A. Richardson.
Fluvanna,	Richards Payne.	Norfolk City,	Wilson Lively.
Franklin,	John J. Coleman.	Norfolk County,	John M. Rowan.
	Valentine Thrash.		Rice D. Montague.
	Robert E. Nelson.		Nathaniel Riddick.
	Peter Saunders, jr.		H. N. Coleman, jr.
	Andrew Brooks.		Richard Baker, jr.
			Samuel Murdaugh,
			Samuel Wilson.
			E. J. Spady,
			John L. Woolfolk.
			John R. Booton.

\*M. L. Anderson died. B. H. McGruder elected.

Patrick, Pendleton, Petersburg, Pittsylvania,	John Staples. James Boggs.* Charles F. Collier. John Gilmer, A. S. Buford. James T. Lockridge. H. B. Woodhouse. T. T. Tredway. George E. Rives.* Seymour Lynn. John G. Cecil. John G. Fletcher. John O. Steger, Wyndham Robertson, Thomas H. Wynne. Willoughby Newton. Colin Bass.	Rockbridge, Rockingham, Russell, Scott and Wise, Shenandoah, Smyth, Southampton, Spotsylvania, Tazewell, Warren, Washington, Wythe,	S. M. Reid, Francis T. Anderson. Charles Grattan, John C. Woodson, John H. Hopkins. Isaac Vermilion. James Franklin. Philip Pitman, John Gatewood. Charles J. Shannon. Joseph H. Prince. Douglas H. Gordon. Hervey George, Thomas H. Gillespie. Samuel W. Thomas. David B. Clarke, David C. Dann. Robert Crockett
Pocahontas, Princess Anne, Prince Edward, Prince George and Surry, Prince William, Pulaski, Rappahannock, Richmond City,			
Richmond Co. and Westmoreland, Roanoke,			

\* James Boggs resigned. E. B. Dice elected.

## ERRATA.

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**Page 198, before the resolution relating to the defences upon James river, insert:**

**"Mr. SAUNDERS of Campbell submitted the following resolution:"**

**At the close of the paragraph, strike out "negative," and insert "affirmative."**



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DOC. No. I.

# MESSAGE

OF

THE GOVERNOR OF VIRGINIA,

AND

ACCOMPANYING DOCUMENTS.

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RICHMOND:

WILLIAM F. BITCHIE, PUBLIC PRINTER.

1861.





# MESSAGE.

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EXECUTIVE DEPARTMENT,

DECEMBER 2, 1861.

*Gentlemen of the Senate  
and House of Delegates:*

Since the adjournment of the general assembly on the 4th day of April last, Virginia has withdrawn from the Federal Union, and has resumed her sovereignty as an independent state. The reasons which impelled her to the adoption of this course are numerous, and are ample to justify her action. It is sufficient to state that the government which our forefathers established was a government of freedom and equality—that it has been subverted, and its aims and objects defeated. Free will and the consent of the governed were the great principles lying at its foundation. They never entertained the idea that one section of the country was to be held by subjugation under the dominion of the other. Their own history had shown that they had freed themselves from unwise and unjust legislation, from coercion and subjugation, by their revolutionary struggle—the noblest and most glorious in its results that has adorned the annals of history. They founded a government for the protection of all, which commended itself to popular approval, and around which the affections of the people were closely entwined, giving to it strength, power and influence. In the pure days of its existence it enjoyed the confidence of the people and commanded the respect of the nations of the earth. So long as it gave protection, all were interested in maintaining and perpetuating its existence, but when it ceased to afford protection, and the attempt was made to coerce and subjugate states, the government of our forefathers was overthrown.

We are in no sense responsible for the present condition of public affairs. The northern masses, maddened by passion and inflamed by prejudice, have pushed their aggressions upon us, until every consideration of duty and patriotism requires us to separate from them.

We desired to separate in peace. We wanted no war, but yet we had made up our minds to vindicate our conduct on the battle field, if needs be, and trust to that God who directs the destinies of men and nations, to guide us into the pathway to success and independence. So far, he has watched over us; guarded and protected us in our righteous resistance to tyranny; has presided in the councils of our brave generals; has stimulated our officers and men to deeds of noble daring, and has crowned our efforts with the wreath of victory.

It would be an idle consumption of time to present all the reasons which influenced our action, in this communication. They are familiar to the public mind, and under their influence the people of Virginia have pronounced their judgment at the polls; and by a majority unparalleled, have declared for separation. The events that have transpired since the 17th day of April, fully attest the sincerity of their convictions. I am content to leave their vindication with posterity, assured that their action will be fully justified.

The purpose of the federal president to subjugate us and coerce us to remain in a Union, the great aims and objects of which have failed, has involved us in a war of resistance to defeat his unholy designs. We have met his movements with a firmness, resolution and courage that become freemen in the maintenance of their honor, their rights and their institutions. We have defeated his best troops, and driven them in confusion and dismay from his own selected battle fields. Bethel and Haynesville, Bull Run and Manassas, Rich Mountain and Gauley, Harpers Ferry and Leesburg, all attest the spirit, the heroism, the patriotism and courage of the volunteers of the Southern Confederacy. They have proved themselves equal to any emergency, and have demonstrated that they are worthy sons of illustrious ancestors, who struck the first blow for freedom in the western world.

It is not with us to determine whether this war shall be of long or short duration. We have decided, however, that it cannot terminate until our enemies shall recognize fully and unconditionally the independence of the Southern Confederacy. Whatever of men or money is needed to work out this result will be cheerfully furnished. There can be, and there will be no compromise. We can never again live in harmony and peace under the same government. We can never entertain friendly feelings for a people who have

ruthlessly shed southern blood upon southern soil, in so execrable a war. They have shown themselves our worst enemies, and such we hold them to be. The separation that has taken place has been signalized in blood, and it ought to be, and I trust will be a permanent separation. Reconstruction is not desirable, and even if it were, it is now an impossibility.

It is our duty, therefore, to devote all our energies to a vigorous prosecution of the war. Every thing must be done that vigilance and fidelity require, and nothing left undone that patriotism and prudence suggest as necessary for our protection against actual and contemplated aggressions and encroachments upon our rights. No hesitating or doubtful policy will answer when armies are in the field. Nor will it do to act alone on the defensive. The Susquehanna is a better fighting line for us than the Potomac, and the sooner the war is pushed forward to that line, the better for Virginia and the Southern Confederacy. To that line it must go, if we would save Maryland. Let our actions show to her people that we feel for their condition, and that we intend to aid them in effecting their deliverance from the tyranny that now oppresses them, and thousands will welcome us to their state, and flock to the standard of the Southern Confederacy, with a resolution to plant that flag firmly upon her soil, or die in the attempt. This war will not end until we show the northern people the difference between invading and being invaded.

In this connection I must not omit to notice the noble spirit and promptitude exhibited by the gallant sons of that state, in coming forward immediately after our ordinance of secession was passed, and making tenders of service to aid in the struggle, which was then seen to be unavoidable. A more gallant set of men never graced a battle field, and soldiers more true, more courageous, and more faithful, never struck blows for freedom and independence. When their state was subjugated, they left their homes, families and friends, came to Virginia, entered her service, and have exhibited a devotion and fidelity to the cause worthy of all admiration.

Very shortly after the secession of Virginia, in the full belief that Governor Hicks of Maryland would be disposed to unite with me in the adoption of some line of policy that would be calculated to give mutual protection to our respective states against the encroachments of the Lincoln government, I sent Judge William W. Crump of this city, one of my aids de camp, a gentleman of fine intelligence and

great prudence, to confer with him, and ascertain what would be his course of action in the then existing condition of public affairs. On calling upon Governor Hicks, Judge Crump very soon became satisfied that the governor intended to go with the north, and would use his influence, personal and official, to prevent Maryland from connecting herself with her southern sisters. The conference, therefore, soon terminated. Judge Crump's report is herewith transmitted.

For this struggle, so suddenly commenced, Virginia had for some time been making such preparations as her means enabled her to make; and although she was not so well prepared as was desirable, still she was better prepared than most of her southern sisters—better perhaps than any one of them. For some time anterior to the secession she had been engaged in the purchase of arms of different kinds, ammunition, and other necessary articles, and in mounting artillery, in anticipation of the event which subsequently occurred. The reports from the ordnance department of the state, which have been laid before the convention from time to time, will show what she had done in the way of preparation, and what number of artillery for the field, and what number of small arms, ammunition and other articles necessary for fitting out and maintaining an army, have been issued. To Col. Charles Dimmock, chief of the ordnance department, is the state largely indebted for what has been done, before and since the war commenced. He is not only an accomplished and well-educated military officer, but he is a systematic business man, remarkable for energy and perseverance. His services to the state have been, and are now invaluable in the position he occupies.

A large portion of the ammunition which has been used in the war, was captured at Norfolk, and the heavy guns supplied to our southern sister states for coast, river and land defence, were captured with the navy yard at the same time. The capture of the navy yard and of Harpers Ferry was accomplished without the loss of a life, or a casualty of any description. All the field artillery which we have issued belonged exclusively to the state of Virginia, and much the larger part of it had been in her possession for a half century. The small arms were also her own exclusive property, save seven thousand five hundred altered percussion muskets kindly furnished by the late Governor Ellis of North Carolina, who felt and manifested the deepest interest in all that concerned the people of this commonwealth. Death has removed him from the theatre of

action, but his memory will be cherished, his manly virtues honored, and his name held in grateful remembrance by the executive and people of Virginia.

On the 28th day of February 1846, the legislature directed the superintendent of the armory to sell, under the direction of the executive, all such arms and accoutrements then in the armory as were not worth repairing. This order was construed by Governor Floyd to include the iron six pounders then at the armory, and by an order dated February 22, 1849, the superintendent was directed to sell them at not less than twenty-five dollars each. Fortunately for us, there were no bidders at that price, and the guns remained in the possession of the state, and now each one of those pieces is in the field, and they have proven to be equal to any guns of like calibre now in service. How small a circumstance controls the greatest events! What embarrassments would have attended our operations in this important struggle, if these pieces had not been in our possession and ready for transportation to the field.

It is to be regretted that Fortress Monroe is not in our possession; that it was not as easily captured as the navy yard and Harpers Ferry. As far back as the 8th of January last, I consulted with a gentleman whose position enabled him to know the strength of that fortress, and whose experience in military matters enabled him to form an opinion as to the number of men that would be required to capture it. He represented it to be one of the strongest fortifications in the world, and expressed his doubts whether it could be taken, unless assailed by water as well as by land, and simultaneously. He stated emphatically and distinctly, that with the force then in the fortress, it would be useless to attempt its capture without a large force thoroughly equipped and well appointed. At no time previous to the secession of Virginia had we a military organization sufficient to justify an attempt to take it; and events since that occurrence demonstrate very clearly that with our military organization since, and now existing, it has not been deemed prudent to make the attempt.

Prior to the secession of the state, indeed from the commencement of my gubernatorial term, I used all proper means within my reach, aided and supported by the military commission, to prepare the state for defence. In the first communication which I had the honor to present to the general assembly, I used this language:

“Whether the Union shall survive or perish, it is, nevertheless, your duty to place the state in such a condition that she will be prepared at all times, and upon the shortest notice, to protect her honor, defend her rights, and maintain her institutions against all assaults of her enemies. With this view, I recommend a careful revision of the militia laws; and, in this connection, I suggest that munitions of war be procured and provision made for the organization of an efficient military staff. It would be well, also, to specify in the law the number of aids to which the governor is entitled, and designate *their* rank. I cordially approve the bill herewith sent, for the organization of a brigade of minute men, prepared by a gentleman remarkable for his intelligence, military knowledge and experience. And, finally, I commend the Virginia military institute to your favorable consideration, and urge that liberal appropriations be made for enlarging the buildings and extending the sphere of its usefulness.”

In answer to this recommendation, the general assembly appropriated one hundred and eighty thousand dollars, *in bonds*, to be expended in the purchase of arms, equipments and munitions of war. If we could then have purchased all the arms which we desired to obtain, our state would have been in a better condition to repel the assaults of the federal executive. At the time we made the purchase of five thousand muskets from the federal government, we desired to purchase ten thousand additional, but the authorities declined to sell them to us, although five times the number were then in the arsenal at Washington.

The appropriations for the purchase of arms were made, as before stated, *in bonds*, all of which, under the law of the state, had to be negotiated *at par*, before a dollar could be realized for purchases. This was a source of serious embarrassment, and nothing but the untiring zeal and indomitable energy of the military commission enabled us to overcome the difficulties, and to make many purchases which proved of immense value in the struggle in which we have been and are now engaged. The thirteen Parrott rifled cannon, and the five thousand muskets and the powder then purchased, furnish examples in point. It is a memorable fact in connection with the purchase of the powder, that the military commission and the executive were charged with wasting the public money in the purchase of more powder than the state was likely to consume in many years.

The record which Virginia presents in her contributions to this war, is a proud one. Her sons can look upon it with satisfaction and pleasure. It demonstrates her performance of duty. She has been true to herself, to her ancient fame, and to her sisters of the Southern Confederacy. With full knowledge, when she passed her ordinance of secession, that her own soil was to be the battle field between the contending parties, that she in taking her position placed herself between the enemy and her southern sisters, and would receive the blows that might otherwise fall upon them, she yet boldly occupied the position, stepped forward and received the shock. How gallantly her sons have maintained that position, history will attest. Her patriotism, her devotion to the common cause, will be fully recognized and admitted by all.

It is impossible at this time to state the precise number of volunteers and militia that Virginia now has in the field, owing to the fact that the mustering officers at Norfolk, Lynchburg, Abingdon, Staunton, Winchester, Harpers Ferry, the Potomac division, and other places, have not made their returns to the inspector general's office in this city. From the lights before me, I estimate the number at not less than seventy thousand. We have in service fifty-nine regiments of infantry, and a considerable number of battalions and companies in this arm of the service that have not been organized into regiments. We have eight organized regiments of cavalry, and a number of companies attached to different commands, which, if consolidated, would make probably three regiments more. We have issued three hundred and fifteen pieces of artillery, nearly all of which are in service in the field. One artillery regiment only has been organized, and that was organized at the instance of General Magruder. When the war commenced, we were compelled to put our artillery companies in the field as fast as they could be raised and armed. The necessity which required the adoption of this course at the origin of this war, has continued to exist, and I have felt it to be a duty to transfer the companies to confederate control as soon as they were mustered into service. It is not probable, therefore, that additional artillery regiments will be organized at this time.

By agreement with the confederate authorities, the state of Virginia paid off her volunteers in the field to the 30th day of June. The paymaster general's report shows, that he has paid seventy-eight companies of cavalry, fifty-two companies of artillery, four



hundred and two companies of infantry, one company of cadets and seven companies of militia. There remain to be paid six companies of infantry and one of cavalry. We had therefore in service on the 30th day of June last, five hundred and forty-seven companies of all arms of the service, comprising forty-one thousand eight hundred and eighty-five men, then in the field. The paymaster general states in his report: "The force which I report as having been in the field and paid to the 30th of June, has been greatly increased by recruiting the companies, as reported to me by the paymasters. In many cases they had increased *twenty-five per cent.*—in some, *fifty per cent.*" Since the date mentioned, we have added largely to our volunteer force, and for months past the militia in the Valley, some portions of the west, in the Piedmont region and in Tide water, have rendered more or less service, under calls from the officers in command in those sections of the state.

The alacrity and promptitude with which our volunteers and militia have responded to the call of the executive, entitles them to the thanks of the country. They have exhibited a noble spirit of patriotism, and the courage, coolness and heroism which they have displayed on the field of battle, under the most trying circumstances, are worthy of all praise. No men ever exhibited higher traits of gallantry, or more heartfelt and whole-souled devotion to a righteous cause, than they have done.

The expenditures of the state for war purposes, since the 17th day of April last, amount to more than six millions of dollars. Her contributions of men and money for the common cause have been cheerfully furnished, and her past course gives assurance of her determination to spare no effort to insure success. She feels and knows, and therefore acts upon the principle that nothing short of the full and free recognition of the independence of the Southern Confederacy can give assurance of protection to persons and property, and happiness and prosperity to her people. Every consideration, therefore, that should influence a people, prompts us to repudiate all compromises, to reject all advances towards reconstruction. We must triumph in this struggle. In that alone consists our safety for the present and for the future.

Some legislation is necessary for filling the places of our volunteer forces now in the field when their present terms of service shall expire. It is not improbable that many of them will decline

to re-enlist after the expiration of their terms of service (at least for a time); and this contingency should by all means be adequately provided for. I commend this important subject to your early consideration, with the full conviction that your wisdom will suggest such legislation as will meet the case.

I avail myself of this, the first opportunity that has presented itself, to return my cordial thanks, individual and official, to his excellency F. W. Pickens, governor of the state of South Carolina, for his promptitude in sending troops to our aid immediately after the passage of the ordinance of secession;—for the deep interest he has uniformly exhibited in our behalf, and for his generous and ready response to every request I have preferred. He was the first executive who proffered us aid and support, and hence the propriety of this reference to him.

My convictions of individual and official duty, and every dictate of patriotism have induced me to contribute in every proper mode to aid the cause in which all we hold dear is involved. All the means within my control have been cheerfully and promptly employed. As a citizen of Virginia, and as the executive of the state, I felt it to be incumbent upon me to co-operate cordially and heartily with the confederate authorities in the adoption and prosecution of all measures and plans which promised to advance the interests of the Southern Confederacy, and to establish its independence upon a firm and reliable basis.

In addition to arming our own troops, I have issued arms to such unarmed regiments, battalions and companies as came from other states to participate in this struggle. I have furnished to our friends in Maryland three thousand muskets; to Tennessee, five batteries of six-pounder field pieces, comprising four guns each, and have armed a number of her infantry regiments; to Missouri, two six-pounder rifled cannon and five hundred muskets; to Kentucky, thirty-six hundred muskets; and have furnished arms to regiments, battalions and companies from Texas, Louisiana, Georgia and South Carolina. Very recently I have furnished one thousand muskets to South Carolina, and some heavy guns and five hundred muskets to North Carolina. The confederate and state authorities have worked together for the advancement of a cause common to both, and the success of which can only be secured by united counsels and concerted action.

I refer with mortification and regret to the unpatriotic spirit which

has been exhibited by a portion of our people in Northwestern Virginia, and to the disloyal and revolutionary acts to which they have resorted to dismember this commonwealth, and to organize a new state within its limits. Their conduct is without justification or excuse. The professions and pledges of the leading public men of that section, oft repeated before, at the time, and subsequent to the passage of the ordinance of secession, induced the belief that they would abide by the expressed will of a majority, as it might be exhibited at the polls. That will, fairly expressed, was overwhelmingly in favor of the ordinance; and every obligation of patriotism, every consideration of duty and of loyalty, the ties of kindred and association, should have induced them to abide by and acquiesce in this popular expression of sentiment. While claiming the common name of Virginians, they have sought to place their brethren under the subjection of a tyrant and despot, who, in utter disregard of the constitution, and laws passed in pursuance thereof, has invaded the territory of their native state, by a hired soldiery, composed of the reckless and the abandoned, the dissolute and the depraved, gathered from the purlicus of the cities and villages of the north, and the floating scum of western population. The personnel of their army is a living libel on mankind. Abandoning their own brethren, they have given aid and support to these mercenaries, and have justified them in shedding the blood of Virginians upon their own soil. They have rejoiced with them in their small victories, and they have mourned when a few thousands of southern volunteers have driven their tens of thousands from the field. Could any thing be more unnatural, disgraceful and treasonable?

A day of retribution will assuredly come, and with it its certain attendants of shame and sorrow. The enemies of our rights and our peace will be driven from that fertile and valuable portion of Virginia back to their homes in the north and the west; and those who have counseled and abetted them will be made to feel that Virginia has power to execute her laws and visit punishment upon the guilty violators. Many of the purest, most intelligent and loyal of the citizens of that section of Virginia have been driven from their homes, their personal property destroyed, and their landed estates laid waste and confiscated. They enjoy, as they should, the sympathy of their loyal brethren; and I trust the time draws nigh when the measures which have been set on foot by the president will relieve their country from the tread of the invader, and restore them

to their homes. The military movements for the Valley and Northwest are in charge of an officer (a native of Northwestern Virginia) of tried courage and experience, whose skill, ability and merit have sustained the severest tests in this and in the Mexican war. Let the true, the faithful and the loyal rally to his standard, and second his efforts for their deliverance.

The Northwestern portion of Virginia must not be abandoned and surrendered to the traitor residents and the mercenary soldiery who now occupy it. We owe it to those noble and generous men who have stood by us throughout this great struggle, who have sacrificed their all in their devotion to Virginia and the south; who are now refugees, scattered here and there throughout the loyal portions of the commonwealth, far removed from all the endearments and comforts of home and family and friends. We must restore these men to their homes; we must repossess this country, and bring it again under subjection to the laws of Virginia. The commonwealth must not be dismembered. When this war ends, she must be what she was when it was inaugurated. The Ohio river was the western boundary then, and it must continue to be her boundary.

Early in the month of May last I directed my aid de camp, Judge William W. Crump, to accompany an expedition to the Northwest, and to take with him arms, to be placed in the hands of loyal citizens of that country, whom, from assurances I had received, I expected to be at Grafton to receive them. His report, herewith transmitted, will explain the objects of his mission, and the instructions given to him.

In the retreat from Philippi, five hundred or more muskets and a considerable quantity of ammunition fell into the hands of the enemy.

On the 14th day of June 1861 I issued a proclamation to the people of Northwestern Virginia, appealing to them to stand by the state, and unite with us in repelling the invaders of their soil. A copy of this proclamation is herewith communicated.

This war is to end at some time, and when it does end, the question of boundary between the two governments is to be adjusted. We must therefore recover every square foot of southern territory before we can think even of negotiating upon the subject. We cannot afford to surrender any part of the slaveholding territory; and any policy which looks to such a result, should be indignantly repudiated.

The enemy have recently taken possession of the counties of Accomack and Northampton with a large force, estimated at from six to eight thousand. The isolated location of these counties, and the impossibility of supporting the local volunteers and militia by additional troops, while the enemy held possession of Maryland and the bay, made them an easy capture. These counties must be recovered, the citizens restored to their habitations, and relieved from the subjugation to which they have been reduced. The possession of Maryland is indispensable to us in the present condition of affairs on the Eastern Shore and in the Northwest.

Kentucky, Virginia's oldest daughter, paralyzed by fratricidal strife, torn by intestine commotion, is now passing through an ordeal far more trying than has fallen to the lot of any other state. She will, however, pass through it safely. The courage and heroism, the resolution and patriotism, the will, the energy and unfaltering spirit of her young men will bring her safely through this trial, and place her by the side of the old mother commonwealth in the Southern Confederacy. We have assisted her as far as it was possible; and we now look forward with confidence to the day when the flags of Virginia, Kentucky and the confederate government, floating together over her soil, will assure her people that she is redeemed, regenerated and disenthralled.

We have earnestly and hopefully watched the progress of the revolution in Missouri, the gem of the Northwest. Our strongest feelings have been enlisted in her behalf, because we find Virginians, here and there, dotted over her territory. Virginia feels a mother's affection for all her children, wherever located, and she rejoices with them in their hours of joy, and sympathizes with them in their moments of sadness. The brilliant successes which have crowned her efforts so far, the glorious victories which have been won by her soldiers on fields where the odds were against them, assure us that her liberty and independence will be secured.

I introduce, in this connection, an extract from a speech made by Mr. Lincoln in the house of representatives on the 12th day of January 1848, peculiarly striking, and exactly suited to the existing condition of the country.

"Any people, any where, being inclined, and having the power, have the right to rise up and shake off the existing government, and form a new one that suits them better. This is a most valuable, a

most sacred right—a right which we hope and believe is to liberate the world. Nor is the right confined to cases in which the whole people of an existing government may choose to exercise it. Any portion of such people that *can, may* revolutionize, and make their own of so much of the territory as they inhabit. More than this, a majority of any portion of such people may revolutionize, putting down a minority intermingled with, or near about them, who may oppose their movements. Such minority was precisely the case of the tories of our own revolution. It is a quality of revolutions not to go by *old* LINES, or *old laws*; but to break up both, and make *new ones*."

It would be unreasonable to expect success in every engagement, in a war conducted upon such principles as the enemy have adopted. We have officers in charge of our troops, of tried skill and courage, and of enlarged experience in all military matters. They enjoy the confidence of their men and of the country, and they have discharged their duties with fidelity, zeal and judgment. We have at the head of the confederate government a thoroughly educated military man, who has served with distinction and success in the field, who is devoting all his energies and tasking his intellect to the uttermost in devising plans and originating measures calculated and intended to advance the cause, and to bring the war to a speedy and successful termination. With all these great advantages, we must yet expect to meet with some reverses. We must be prepared for them, and if they come, we must not permit ourselves to be discouraged. We must "bate not a jot of heart or hope, but bear up and steer right onward." If driven from the field to-day, redoubled energies, renewed spirit and courage will enable us to regain it to-morrow. Heed not the croakers whose fears and diseased imaginations prompt them always to look upon the dark side of every picture. We have men of this class amongst us who grumble and complain when they can find a listener; but the number of such is exceedingly limited. Ninety-nine men out of every hundred are confident of success, and are working with a will, a resolution and a determined purpose to achieve southern independence. They intend to establish a government of liberty and law, equality and justice. No men ever struggled in a nobler cause, and we must press forward, therefore, with strong heart and stern resolution, reposing an abiding confidence in the guardianship and protection of that Providence which has hitherto watched over us, and given to our arms such signal victories.

The ladies of Virginia and the other states of the Confederacy have manifested the deepest solicitude for the success of the cause, and the strongest interest in all who were engaged in the service. They have been unremitting in their efforts to promote the comfort of the soldiers, and to administer to their wants. They have exhibited a singleness of purpose, a self-sacrificing disposition, a zeal and a thoughtfulness in efforts to provide for those in the field, and to relieve the sick and the wounded. Those delicate attentions which woman alone knows how to bestow, are exhibited in our hospitals, and wherever else objects deserving of their attention are to be found. Well have they performed their duties in this struggle, and thousands of grateful tongues will chant their praises and celebrate their virtues.

When our independence shall be established and recognized, as it will be, what will be its effect upon the material prosperity of Virginia? With the best port in the world, our commercial advantages must be great. We may fairly and reasonably conclude that an extensive, valuable foreign trade will at once spring up, which will give vitality to all the various interests in our state. It will stimulate manufactures, mining and agriculture, greatly augment production, and thus furnish profitable and constant employment to our population. The hoarded capital releasing itself from the restraints now imposed upon it, would find profitable investments in lands, mineral and agricultural, in the pursuits of mining and manufacturing, and in all the various branches of mechanical industry. No state in the Confederacy abounds in greater natural resources and advantages, and in every thing she requires to establish her prosperity in their development. Direct trade with foreign nations will give to us immense advantages that we have not heretofore enjoyed, and which, under the legislation of the United States government, it was not possible for us to obtain. Fishing bounties, bounties to steam lines, the protective policy, and indeed all the laws regulating commercial intercourse in sea going vessels, foreign and coastwise, had a direct tendency to the concentration of commercial power and influence in the north—and such has been the result. The establishment of our independence, and its natural consequence, direct trade, will increase our population, enhance our prosperity, and add immensely to our wealth and influence as a state.

I transmit herewith, a communication received from Hon. C. G. Memminger, Secretary of the Treasury of the Confederate States,



dated September 17th, 1861, enclosing an act of congress entitled "an act to audit the accounts of the respective states against the Confederacy." I commend this subject to your attention; and as it is a subject of very great importance, and early action is necessary, I trust it will be duly considered, and such legislation as may be required will be adopted.

I recommend that the executive of the state be authorized to have complete and accurate lists of all our forces in the field made out and deposited in the state department, and that an appropriation be made to effect this object. It is due to our volunteer and other forces, that the state should preserve a record of their names, and the length of service, for future reference, and as part of the history of the commonwealth. The present is an important period, and every thing that is calculated to illustrate the history of the state or confederate government, should be carefully preserved for reference and use. The present times will have a historian, and the value of all history depends upon its accuracy. Care and attention now will provide and preserve the materials, and place them in reach of the historian of our age and generation. I hope it will be your pleasure to provide means to accomplish this valuable and desirable object.

The aggregate balance in the treasury on the first			
day of October 1860, was	-	-	254,308 66
Received from the 1st day of October 1860 to			
September 30th, 1861, from all sources,	-		10,187,653 84
			<hr/>
			10,441,962 50
The disbursements from the 1st day of October			
1860 to September 30th, 1861, on all accounts,			
amount to the sum of	-	-	10,209,394 11
			<hr/>
Balance on hand October 1st, 1861,			\$ 232,568 39
			<hr/>
To the credit of the commonwealth,	138,214	84	
To the credit of the Literary fund, -	17,793	87	
To the credit of the Board of public			
works, - - -	8,220	43	
To the credit of the Sinking fund, -	68,339	25	
			<hr/>
			\$ 232,568 39
			<hr/>

The report of the Sinking fund board, herewith transmitted, and the report of the second auditor, will furnish much valuable, inte-



resting and important information. I commend them to your consideration.

The report of the first auditor is a document of very great ability. It embodies a vast amount of valuable instruction and important information on subjects of interest to every citizen of the state. The statistical information which it presents is extremely valuable, and is presented in the best shape for ready reference. The industry, skill and judgment which the tables exhibit in their preparation, and the well known reputation of the auditor for accuracy, will cause this report to be highly appreciated by intelligent men. I commend the report most cordially to your careful examination.

The report of the attentive and indefatigable superintendent of public buildings and grounds, and the recommendations and suggestions which it makes, are worthy of adoption, especially those relating to the renovation and repair of the capitol building.

A portion of the buildings at the penitentiary, including the axe factory and the weaving establishment, were destroyed by fire on the first day of July last. So soon as I heard the buildings were on fire, I repaired to the penitentiary, and remained there until the fire was subdued. On the next day I directed the superintendent to institute an investigation to ascertain, if possible, the origin of the fire. The fire was, beyond all question, the work of an incendiary; but although the investigation has been prosecuted, we have not been able to ascertain the guilty party or parties. The buildings have been reconstructed, and nearly all the machinery in the axe factory has been replaced, and in a few days work in that branch of operations will be resumed. The machinery in the weaving department, I regret to say, we have not been able to supply, and I fear some considerable time must intervene before this branch of manufacture can be resumed. We have found it impossible to procure carding and picking machines and looms, as we have no manufacturer of cards, picks and looms in the Southern Confederacy that I am aware of. The loss to the state is between ten and twelve thousand dollars, from the best information I have been able to obtain. This loss has seriously embarrassed the operations of the penitentiary, and as the manufacture of axes was more profitable than any other branch of industry carried on at the establishment, has greatly reduced our receipts for the last half year.

In my last message I made several recommendations in connection with this institution, which I regarded as important, but none of

which, I regret to say, were acted upon. Those recommendations I now renew, and I earnestly hope the present general assembly will consider and act upon them.

I urge earnestly but respectfully that the committees of the two houses, appointed on the penitentiary, will make a careful and thorough examination of the institution, its management, its accounts, the modes of furnishing supplies of raw material, the character of that material, and of the articles manufactured, the management of the penitentiary store, and indeed of every thing connected with the establishment. Committees heretofore have given very little attention to this institution—far less than it should have received at their hands. It has always appeared to me that if this institution were systematically and energetically managed—managed with that system and energy that a business man would bestow upon any pursuit in which he was engaged—it ought to yield a profit instead of being a drain upon the treasury. It has never yielded a profit so far; but it does not follow, therefore, that it cannot be made to yield a profit. Seeing, since I have been in office, that it has been a burden upon the treasury, I have been inclined to think that it would be better to rent out the establishment to the highest bidder, under such regulations as the wisdom of the general assembly may suggest. Whatever may be your conclusions on the subject, it is certain that something must be done to secure more promptitude than has been heretofore exhibited in its administration. The fiscal year terminated on the 30th of September last, and up to this moment I have received no reports showing that its transactions have been settled up to that date. The interval between this and the day of the meeting of the general assembly is only three days. Why this is so, I am not able to determine. I recommend that you pass a law requiring the accounts for each quarter to be settled up and closed within ten days after the quarter has expired.

I communicate herewith, reports from the directors of the Eastern and Western lunatic asylums. They were received at so late a day that I have had no opportunity to examine them. No report has as yet been received from the directors of the Trans-Alleghany lunatic asylum. I suppose no progress has been made with the buildings, as Pierpont seized and carried away all the money to the credit of the state in the bank at Weston, shortly after the passage of the ordinance of secession.

It is expected that the military institute will be again open for the



reception of cadets early in the month of January next. In a crisis like this, I consider it a matter of the first importance to keep that institution in operation. In the past six months we have had abundant reason to appreciate its value to the state. The services which have been rendered by the professors and cadets have been invaluable, and it is difficult to see how they could have been dispensed with without serious detriment to the commonwealth and the southern cause. This institution deserves to be fostered and supported, and I trust you will provide liberally and generously for it.

I commend also the university of Virginia, the first literary institution in the Southern Confederacy, to your fostering care and attention. It has established itself firmly in the affections of the people of the state and of the southern country, and whatever is necessary to enable it to maintain the reputation it has acquired, should be cheerfully accorded to it.

The deaf, dumb and blind asylum buildings at Staunton are now in the possession of the confederate government, and are used for hospital purposes. The pupils and teachers have been removed to the female institute buildings in that place, and are comfortably provided for.

I commend to your consideration the report of the adjutant general, and the documents which accompany it. The onerous and oppressive duties of this office have been discharged with ability and untiring energy and assiduity. Since the war commenced the labors of this officer have been greatly increased. They are of the most responsible and important character. He has labored earnestly to preserve the arms and keep them in place for a time of need, and in this policy he has been ably and energetically supported by the superintendent of the armory. If the policy declared in a resolution passed by the house of delegates at the last session had prevailed, and the flint lock muskets had been delivered to J. R. Anderson & Co. under their contract with the military commission, what would have been the condition of our state at this moment? Thousands of our people would have been unarmed, and we could not have sent to the field more than half of the men we have put in service, at the most important crisis for the south that has ever occurred. The resolution failed to pass the senate, and the state retained the possession of the arms.

Under the action of the convention, the armory has been trans-



ferred to the confederate government, to be held *for use* during the war. The terms of the transfer are embodied in a deed and agreement attached, which has been duly acknowledged and recorded in the clerk's office of the hustings court of this city. This paper, and others relating to the Harpers Ferry machinery, and the guns, ammunition, &c. captured at the Norfolk navy yard, have been communicated to the convention, and will soon be published with the proceedings of that body, and to them I refer you for full information on these interesting matters.

I have received from the secretary of the navy, Hon. S. R. Mallory, an interesting correspondence relating to the supply of nitre, the mode of preparing nitre beds, and their probable production. The subject is of the first importance to every citizen of the Southern Confederacy, involved as we are in a war which may continue for years to come. Wars cannot be carried on without gunpowder, and gunpowder cannot be fabricated without nitre. A supply of this indispensable article must be procured speedily; and I bring the subject to your attention, in the hope, nay with the confident expectation that you will offer such inducements as will stimulate our people to engage in its production, and in the manufacture of gunpowder. Whatever action you may determine upon in regard to this subject, should be taken with as little delay as practicable.

Powder mills have been or are being erected in the counties of Page, Pendleton, Greenbrier, and perhaps in other sections of the state, as I have been informed. What amount of powder they will manufacture daily, I have not been able to ascertain. Any encouragement that can be given to the manufacturers should be afforded promptly, in order that we may keep up the supply, and gather a sufficient amount ahead to relieve all anxiety on the subject, and to give full assurance of an abundant supply of this indispensable article.

The act passed at the last session to incorporate the Virginia canal company, and to transfer the rights and franchises of the James river and Kanawha company thereto, will expire, by its own limitation, on the 29th day of January next, if the Virginia canal company be not organized by the appointment of a president and directors, as therein required. I approved of the passage of the act; and if our troubles had not occurred, I feel persuaded that the company would have been organized, and the enlargement and extension of the improvement commenced. Under existing circumstances, I recommend an extension of the time of organization. I think it is advisable to ex-

tend it to the 29th day of January 1863, as I believe, if peace shall be restored, a very short time only will elapse before the contemplated arrangements will be consummated.

The convention having passed an ordinance prescribing the flag of Virginia, I have had a number prepared, which I have presented to our infantry regiments at Centreville, and others are in 'course of preparation for the other regiments now in service. The scene on their presentation at Centreville was most interesting. The flags were received with demonstrations of patriotic joy, and as the regiments retired, with their flags waving in the breeze, the display was striking and imposing. The presentation took place in the presence of Generals Johnston, Smith, Beauregard, Longstreet, Stuart, Jackson, Early, Cocke, and other distinguished officers. It is due to General Johnston to say that the preparation and presentation of the flags was suggested by him.

The rail road companies of the state have been active, energetic and faithful in the performance of duty in this crisis. Their officers, employees and agents have spared no proper effort to transport, with the least possible delay, troops, supplies and ammunition to desired points; and they deserve and will receive the thanks of the people not only of Virginia, but of the Confederacy. They have justly won the confidence of the country, and in times like these it becomes the legislature to deal generously and liberally with them, giving to them such aid as will enable them to promote the public interest, without pecuniary sacrifice.

Our rail roads have not been constructed with special reference to military purposes and objects, but the war has demonstrated that if they had been constructed with this view, they could not have been better adapted to our wants and necessities. The Virginia and Tennessee, the Central, the Orange and Alexandria, the Manassas Gap, the Richmond, Fredericksburg and Potomac, the Richmond and Petersburg, the South Side, the Richmond and Danville, the Harpers Ferry and Winchester, the York River, and last, but by no means least, the Norfolk and Petersburg roads, have all rendered essential and valuable services. Indeed, it is difficult to conceive how we could have dispensed with them, or either of them. Their connections are as important as the roads themselves; and it really seems as if Providence had guided our engineers in the selection of the routes, with a view to providing the best means for the defence of the state in the existing contingency. Take the map, examine it



carefully, and it would seem as if the same wise Providence had superintended, directed and controlled our entire system of internal improvements of every kind in Virginia and throughout the Southern Confederacy.

The subject of the currency, at all times of the utmost importance, is doubly important now, when the public attention is so entirely engrossed with the war, its prosecution and its results. Your attention is earnestly invited to the consideration of such measures as will relieve the people from the mischiefs of an inflated and irresponsible small note currency. The whole country is flooded with small notes, as small in amount as five cents, and running up to three dollars, issued by corporations and individuals. The pecuniary responsibility of the individuals who have issued large amounts of this kind of paper is entirely unknown to persons residing out of their immediate neighborhoods. Such notes can have only a local character, circulation and credit; and if, as is often the case, they fall into the hands of persons who carry them away to some other point in the state, the holder finds himself unable to use them in his business transactions; and they therefore become a total loss.

Some of our corporations, that have been generous in appropriations to aid in providing for our volunteers and their families, have issued considerable amounts, which constitute, in great measure, the local circulation. Such is the case in regard to the city of Richmond, and perhaps other places. The city has issued near three hundred thousand dollars of notes of denominations of one and two dollars and of fifty cents. Our city and town corporations, savings banks, and numerous individuals, in different parts of the state, have issued large amounts. I have no information which will enable me to state the amount, but from such information as I have received, I estimate the amount of the issues of small notes (exclusive of those issued by our banks) at upwards of a million of dollars.

On the 26th day of April 1861 the convention passed "an ordinance authorizing the banks of the commonwealth to issue notes of the denomination of one and two dollars, to an amount not exceeding five per cent. of their respective capitals." I am not advised as to the amount that has been issued under the ordinance. The aggregate capitals of all our banks, as appears from returns made to this department, is \$16,566,510, five per cent. upon which would amount to \$82,833 50. This ordinance expires by its own limitation at the end of thirty days from this day.

If we are to have notes of the denomination of one and two dollars, exclusive of those authorized to be issued by the banks of the state, I recommend that you shall prescribe the terms and conditions upon which, and designate the authorities by whom they shall be issued. It is due to the laboring classes, who are usually the sufferers from a small note currency, that this shall be done. I have no hesitation in recommending that individuals shall be prohibited from issuing them, under severe penalties.

Under the authority vested in me by an ordinance of the convention, I issued a proclamation, dated May 11th, 1861, prohibiting the exportation of breadstuffs, &c. from this state to any one of the states under the dominion of Lincoln. Robert A. Mayo, Esq. had a contract with the United States government for supplying tobacco for the navy for three years from July 1st, 1860. He desired to fill his contract, but the proclamation prevented him from doing so, and as he insists that he has been damaged, he desires to bring the question before the general assembly. The papers will be hereafter transmitted.

You assemble, to enter upon your legislative duties, at a period of unusual interest and importance to the state, and not less important and interesting to the Confederacy. I congratulate you upon the agreeable fact that the antipathies and prejudices engendered by the partisan contests through which we have annually passed, while members of the old government, have almost died away, and have been succeeded by an "era of good feeling." You meet together as Virginians, to inaugurate and adopt such measures of legislation as will advance the prosperity of our people, and strengthen and multiply the ties that bind together the states composing the Confederacy. It becomes patriots to cultivate a kind and fraternal spirit, to the end that our counsels may be harmonious and our action united. I will be found ready to co-operate in all measures which your wisdom and patriotism may suggest for the promotion of the happiness, for the advancement of the prosperity, for the maintenance of the rights and the preservation of the institutions of our constituents, and the perpetuation of civil and religious liberty.

Respectfully,

JOHN LETCHER.

# JOURNAL

OF THE

## HOUSE OF DELEGATES

OF THE

## STATE OF VIRGINIA,

FOR THE

EXTRA SESSION, 1862.

RICHMOND:

WILLIAM F. RITCHIE, PUBLIC PRINTER.

1862.





# JOURNAL.

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TUESDAY, APRIL 1, 1862.

The SPEAKER called the house to order at 11 o'clock.  
A proclamation of the governor was read as follows :

## BY THE GOVERNOR OF VIRGINIA—A PROCLAMATION.

Whereas it is provided by law that "whenever a majority of the members of both houses of the general assembly shall, after their adjournment sine die, desire to convene the same in conformity to the constitution, they shall make application in writing to the governor under their own signature, and the same shall be deemed a proper application by the governor; and he shall thereupon convene the general assembly at such time and place as shall be designated by a majority of said applications:" and it appearing by the papers hereto annexed that the governor is requested to convene the general assembly on this first day of April 1862:

Therefore, I, John Letcher, governor of the commonwealth of Virginia, by virtue of authority vested in me by the constitution of the state and the law aforesaid, do hereby proclaim to the senators and delegates of the general assembly that they are required to convene at the capitol in the city of Richmond on this day at eleven o'clock, to legislate further for the interest of the commonwealth, as they may deem necessary and proper.

[SEAL.] Given under my hand as governor, and under the seal of the commonwealth at Richmond, this first day of April 1862, and in the eighty-sixth year of the commonwealth.

JOHN LETCHER.

By the governor:

GEORGE W. MUNFORD,

*Secretary of the Commonwealth.*

*His Excellency JOHN LETCHER, Governor of Virginia:*

The undersigned, members of the senate and house of delegates of Virginia, respectfully request that you will convene the general assembly, to meet on this 1st day of April 1862.

*Senate.*—John Dickenson, Wm. D. Pate, C. Y. Thomas, J. K. Marshall, Wm. L. Early, Bolivar Christian, James D. Armstrong, H. W. Thomas, John D. Pennybacker, John Brannon, R. R. Collier, James

Neeson, Thomas M. Isbell, R. A. Coghill, O. B. Finney, Cyrus A. Branch, Wm. F. Thompson, James H. Carson, Jas. M. Whittle, Jas. F. Johnson, Ro. M. Wiley, Charles B. Ball, John R. Garnett, Wm. Frazier, William D. Hart, Charles W. Newlon, W. W. Newman, Ch. Massie, Wm. W. Carraway, jr., J. A. Alderson.

*House of Delegates.*—Sam'l M. Wilson, Nath'l Riddick, Valentine Thrash, P. W. McKinney, Andrew Hunter, M. R. Kaufman, R. C. Crockett, W. G. T. Nelson, James W. Custis, H. B. Woodhouse, Albert Laidley, John Orgain, jr., Colin Bass, Peter Saunders, jr., S. McCamant, John H. Hopkins, H. C. Worsham, Wm. A. Bradford, Geo. Tyler, Geo. T. Garrison, Charles J. Shannon, Wm. Eggleston, Rich'd H. Baker, jr., Jas. Barbour, John C. Rutherford, Willoughby Newton, Charles Grattan, John R. Edmunds, Wm. M. Tate, John T. Anderson, Th. H. Flood, Mason Mathews, Charles Blue, Samuel McD. Reid, Matthew Harrison, D. H. Gordon, John L. Woolfolk, A. L. Carter, W. Baskervill, jr., R. E. Nelson, John O. Steger, Warner T. Jones, A. B. Evans, Richard Irby, C. W. Murdaugh, Robt. J. Davis, A. W. McDonald, jr., Thomas C. Green, A. S. Buford, R. B. Dice, Th. H. Gillespie, Geo. W. Sherrard, Wm. Johnson, John Gatewood, P. Pitman, Francis G. Taylor, E. J. Spady, W. G. Cazenove, James Franklin, John Gilmer, Seymour Lynn, Adam Small, Isaac Vermillion, David B. Clark, Jas. Walker, Chas. Williams, John H. Daniel, Sam'l Carpenter, I. E. McDonald, Richards Payne, H. N. Coleman, jr., S. W. Thomas, Duncan McLaughlin, Hugh W. Sheffey, H. B. Tomlin, R. D. Montague, Wyndham Robertson, Thomas H. Wynne, Geo. T. Wright, Green James, John C. Woodson, J. Dudley Davis, James Bayse, Geo. H. West, C. T. Friend, E. C. Burks, A. Jordan, Hervey George.

The roll was then called, and the following members answered to their names :

Messrs. Sheffey (speaker); Anderson, Baker, Barbour, Baskervill, Bass, Bayse, Blue, Booton, Bradford, Burks, Carter, Cazenove, Clarke, H. N. Coleman, Collier, Crockett, Custis, Daniel, R. J. Davis, Dice, Eggleston, Ewing, Fletcher, Flood, Franklin, Garrison, Gatewood, George, Gillespie, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Irby, James, Johnson, Jones, Jordan, Laidley, Lundy, Lynn, Mallory, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Small, Spady, Staples, Steger, Tate, Taylor, Thrash, Tomlin, Walker, Ward, West, Williams, J. L. Wilson, S. Wilson, Woodhouse, Woodson, Wooten, Worsham and Wright—83.

Ordered, that Mr. BARBOUR inform the senate that the house of delegates are convened in special session, and ready on their part to proceed to business.

Subsequently, a message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate was convened in special session, and ready on their part to proceed to business.

On motion of Mr. MALLORY,

Resolved, that the rules of the last house of delegates be adopted for the government of this body.

On motion of Mr. McCAMANT,

Resolved, that a committee be appointed to inform the governor

that the house has convened in pursuance of his proclamation of this date, and is now ready to receive any communication he may have to submit.

The SPEAKER announced the following committee under the resolution: Messrs. McCamant, Hunter and Collier.

Subsequently, Mr. McCAMANT, from the committee, reported that they had discharged the duty assigned them, and that the governor had informed them that he had no communication to make at present.

Mr. BURKS submitted the following resolution:

Resolved by the general assembly, that the members of the general assembly, convened in special session under the proclamation of the governor of the first day of April 1862, shall not be entitled to receive mileage, except for travel to and from the place of any adjourned session; nor shall they be entitled to receive pay for attendance during the time of any recess in the session held under said proclamation.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. BALL, who informed the house of delegates that the senate had agreed to the resolution, with an amendment; which was to strike out "travel to and from the place of," and insert "attendance upon;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that the clerk inform the senate thereof.

Mr. ROBERTSON submitted the following preamble and resolutions:

Considering the imminent danger to which our state and cause are exposed from the threatening masses of an insolent and powerful foe beleaguering us on all sides, whom, by united counsels and brave efforts, with the favor of Providence, we can and will overwhelm with defeat and confusion, and thus protect our homes from being made desolate, and our independence from being overthrown: Considering that the president has recommended to congress, as being necessary to that end, the calling into the armies of the Confederacy all citizens between the ages of 18 and 35; and we wish to give him and the country assurance of our readiness to sustain him, and of our hearty co-operation in all needful measures demanded by the exigencies of our situation: Therefore,

Be it resolved by the general assembly of Virginia, that they hereby express and declare their hearty concurrence in, and approval of, the aforesaid recommendation of the president of the Confederate States, and that they will co-operate, if need be, with the confederate authorities in passing any laws that may seem necessary and proper for giving full effect thereto.

Resolved, that the president of the senate and the speaker of the house of delegates present, in person, a copy of the aforesaid resolution to the president of the Confederate States, and also communicate the same to our senators and representatives in congress.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. CHRISTIAN of Augusta, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that the house of delegates be requested to direct their clerk to return to the senate all such bills and resolutions as were passed by the senate and communicated to the house of delegates at the late session of the general assembly, and which remain undisposed of by the house of delegates.

The resolution was taken up and concurred in.

Ordered, that Mr. COLLIER carry the bills and resolutions to the senate.

On motion of Mr. BARBOUR,

Resolved, that a joint committee be appointed to regulate the business now to be done by the general assembly, and to consider and recommend to what time the general assembly will adjourn.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. COGHILL, who informed the house of delegates that the senate had agreed to the joint resolution, and appointed a committee on their part.

The SPEAKER announced the following committee under the resolution: Messrs. Barbour, Rutherford, Anderson of Botetourt, Hunter, Steger, McCamant, and McDonald of Hampshire.

On motion of Mr. BASKERVILL,

Resolved, that the senate be respectfully requested to return to the house of delegates all bills and joint resolutions originating in the house of delegates, heretofore communicated to the senate, and not acted on by that body.

Ordered, that Mr. BASKERVILL carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. WILEY, who informed the house of delegates that the senate had agreed to the resolution; and the bills and resolutions were returned accordingly.

Mr. STAPLES submitted the following preamble and resolution; which being objected to, was laid over under the rule:

Whereas, in accordance with the request of the confederate government, the act providing for the organization of Virginia's military forces, directs that all of the soldiers of this state who are drafted, shall be mustered into the confederate service for a term not less than three years: And whereas, in order to make out the quota to be furnished by this state, it is necessary to include in the draft a large number of citizens who are the heads of families: And whereas the absence of these men from their business at home for so long a time, is likely to cause great hardship and suffering in many of the

families of this commonwealth; and being desirous to provide, as far as possible, against these evils: Therefore,

Resolved by the general assembly of Virginia, that our senators and representatives in congress be requested to use their efforts to procure the passage of a law authorizing that, when such of our drafted soldiers as are the heads of families, shall have served in the confederate army twelve months, they may be relieved from such service whenever the state shall furnish an additional number of men from the militia sufficient to fill their places.

Mr. HUNTER submitted the following resolution; which on his motion, was referred to the joint committee in relation to the time of adjournment:

Resolved, as the sense and judgment of this house, that under the constitution, it is competent to the general assembly, at its present special session, to adjourn to any specified day within the constitutional term for which they were elected, and that in such case, neither are the members entitled to their per diem during the period of such adjournment, nor is such period properly to be computed as part of the time within which such session is limited by the constitution.

Mr. BARBOUR, from the joint committee in relation to the adjournment of the general assembly, presented the following resolutions:

1. Resolved, that the constitutional limitation on the duration of the session of the general assembly, applies to special as well as regular sessions.

2. Resolved, that the interval from adjournment to reassembling of a special session, may rightfully be excluded from the computation of such period.

3. Resolved, that when the general assembly adjourns to-day, it will be to meet again on the first Monday of May 1862.

And the question being on agreeing to the first resolution, was put, and decided in the affirmative.

On motion of Mr. BURKS, the second resolution was laid on the table.

The question being on agreeing to the third resolution, Mr. STEGER submitted an amendment thereto as follows: "Unless sooner called together by the governor; and then, upon such day as he shall designate;" and the question being on agreeing to the amendment, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had agreed to certain joint resolutions as follows:

Resolved, that the constitutional limitation on the duration of the sessions of the legislature, applies to special as well as to regular sessions.

Resolved, that when this legislature adjourns to-day, it will be to meet again on the first Monday of May 1862.

The question being on agreeing to the first resolution from the senate, was put, and decided in the affirmative.

Mr. STEGER moved to amend the second resolution, by inserting at the end thereof the following: "Unless sooner called together by the governor; and then, upon such day as he shall designate;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. BARBOUR carry the same to the senate, and request their concurrence.

A message was subsequently received from the senate by Mr. ISBELL, who informed the house of delegates that the senate had agreed to the amendment.

A message was received from the senate by Mr. BALL, who informed the house of delegates that the senate had agreed to the following preamble and resolution:

Whereas the general assembly have failed, at its recent session, to pass a law to carry into effect the contract entered into between the lessees of the Smyth and Washington salt works and the joint committee of the general assembly for the sale to the state of four hundred thousand bushels of salt: Therefore,

Be it resolved by the general assembly, that the lessees aforesaid be released from the obligations of said contract.

The preamble and resolution were agreed to.

Ordered, that Mr. MCCAMANT inform the senate thereof.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had passed the following joint resolution:

Resolved by the general assembly, that the public printer cause to be printed and published with the acts of the late session, the constitution and schedule submitted by the late convention to a vote of the people, if the same shall be declared by the governor to have been adopted.

Mr. GREEN moved to amend the joint resolution, by inserting at the end thereof the following: "and the ordinances of the third session of the convention;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that Mr. GREEN carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ISBELL, who informed the house of delegates that the senate had agreed to the amendment to the joint resolution.

Mr. HARRISON submitted the following joint resolution:

Resolved by the general assembly, that a joint committee of three be appointed, consisting of two members of the house of delegates and one member of the senate, who shall sit during the recess, with power to appoint such agents as may be necessary, and shall proceed to ascertain the number of volunteers from Virginia now in the service of the Confederate States: also, the number of regiments, bat-

talions and companies, and the number of men it will require to fill the companies to the number of 100 men each : also, the number of militia now in the service of the Confederate States, and the number not now in service : also, such other information as may be necessary to carry into complete effect the laws of this commonwealth, passed on the 8th and 10th of February, for the purpose of enrolling the volunteers and militia, and for furnishing Virginia's quota to the confederate army ; and report to the general assembly at its adjourned session.

Mr. SAUNDERS of Campbell presented the following substitute for the resolution :

Whereas the general assembly did, on the 8th February 1862, provide by law for procuring complete rolls of the several companies of Virginia volunteers then in service, preliminary to, and with the design of having the said companies filled up to the number of one hundred men, rank and file, by a draft from the militia force of the state : And whereas, by an act of the 10th February 1862, for raising Virginia's quota of the confederate army, the governor was authorized and required to make said draft for the purpose aforesaid : And whereas, before the complete execution of either of said acts, the governor of the commonwealth did, by his proclamation of the 10th March 1862, call into active service the entire military strength of the state : Therefore,

Be it resolved by the general assembly, that the governor be and he is hereby authorized and required to fill each volunteer company from this state, now in the service of the Confederacy, up to the number of one hundred men, rank and file, by draft from the militia force of the state, whether actually brought into the field by the proclamation of the 10th of March 1862, or not. But no persons exempted from military service by the act of 18th February 1862, amendatory "of chapter 22, section 2 of the Code, and establishing boards of exemption," shall be subject to the operation of this draft : and provided farther, that the draft authorized by this resolution shall be made, as far as practicable, in accordance with the spirit and provisions of the act of the 10th of February 1862.

That the true intent and meaning of the section of the act of the 10th of February 1862, providing Virginia's quota of troops for the confederate army, shall be, that no company shall be mustered for re-enlistment, or the members thereof be required to make their election as to whether they will re-enlist, at any time more than thirty days prior to the expiration of their term of service respectively.

A message was received from the senate by Mr. ISBELL, who informed the house of delegates that the senate on its part was ready to adjourn until the first Monday in May.

Ordered, that Mr. GRATTAN inform the senate that the house on its part was ready to adjourn until the first Monday in May.

On motion of Mr. RUTHERFOORD, the house adjourned until the first Monday in May 1862.



MONDAY, MAY 5, 1862.

The **SPEAKER** took the chair at 12 o'clock, and called the house to order.

Prayer by Rev. Dr. Duncan of the Methodist church.

**B. H. MAGRUDER**, a delegate elected from the county of Albemarle to supply the vacancy occasioned by the death of **F. T. Anderson**, appeared, and having been qualified, took his seat.

The roll was called, by the direction of the **SPEAKER**, to ascertain whether a quorum was present, when the following gentlemen answered to their names:

Messrs. Sheffey (speaker), J. T. Anderson, Baker, Blue, Bradford, Buford, Carpenter, Cazenove, Collier, Daniel, Eggleston, Forbes, Franklin, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Jones, Laidley, Lynn, Magruder, A. W. McDonald, McKinney, McLaughlin, Montague, R. E. Nelson, Newton, Orgain, Payne, Reid, Biddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, Sherrard, Small, Spady, Steger, Tate, Tyler, Ward, Williams, Woolfolk, Wootten, Wright and Wynne—50.

No quorum appearing,

On motion of Mr. **ROBERTSON**, the house adjourned until to-morrow, 12 o'clock.

TUESDAY, MAY 6, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

The roll was called, when the following gentlemen answered to their names:

Messrs. Sheffey (speaker), J. T. Anderson, Baker, Blue, Bradford, Brooks, Buford, Carpenter, Carter, Cazenove, Collier, Crockett, Custis, Daniel, R. J. Davis, Dice, Edmunds, Eggleston, Fletcher, Flood, Forbes, Garrison, Gatewood, Gilmer, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Jones, Laidley, Lynn, Magruder, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Prince, Reid, Rives, Robertson, Robinson, Rutherford, P. Saunders, Small, Sherrard, Spady, Steger, Tate, F. G. Taylor, Tredway, Tyler, West, Williams, J. L. Wilson, Woodson, Woolfolk, Wootten, Worsham and Wright—69.

A quorum appearing,

On motion of Mr. **BLUE**,

Resolved, that a committee be appointed to wait upon the governor, and inform him that the house of delegates is now organized, and ready to receive any communication he may be pleased to transmit.

The **SPEAKER** appointed the following committee: Messrs. **Blue**, **Magruder** and **Gilmer**.

Subsequently, Mr. **BLUE**, from the committee, reported that the committee had discharged the duty assigned them, and that the governor would at once transmit a communication to the general assembly. The message from the governor was then received and read.

[For message, see Doc. No. 1, appended to this volume.]

On motion of Mr. **COLLIER**,

Resolved, that the communication from the governor be laid on the table and printed.

Mr. TREDWAY presented the petition of citizens of Prince Edward, in relation to the recharter of the Farmville warehouse; which, on motion, was referred to the committee of propositions and grievances.

Mr. NEWTON submitted the following resolution:

Resolved, that a joint committee be appointed to take into consideration the condition of the country, and to report such measures or resolutions as they may deem necessary or proper for the adoption of the general assembly.

Mr. WOODSON submitted a substitute therefor as follows:

Resolved, that a joint committee be appointed to confer with the governor of Virginia and the president of the Confederate States, in regard to such measures as may be deemed necessary for the defence of the state.

And the question being on agreeing thereto, was put, and decided in the negative.

The question recurring on agreeing to the resolution, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. MAGRUDER,

Resolved, that the committee on finance enquire into the expediency of reporting a bill so modifying the license law of the last session as to reduce the tax thereby imposed on merchants' licenses.

On motion of Mr. WEST,

Resolved, that the committee on finance enquire into the expediency of allowing merchants to take out license for a shorter term than twelve months.

On motion of Mr. BRADFORD,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill extending the jurisdiction of county courts in certain cases.

On motion of Mr. WEST,

Resolved, that the committee of propositions and grievances be instructed to enquire into the expediency of reporting a bill authorizing the county of Halifax to purchase salt for the benefit of her citizens.

Mr. PRINCE presented the petition of a portion of the Southampton militia above the age of 35 years, now at Norfolk; which, on his motion, was referred to the committee on military affairs.

On motion of Mr. TREDWAY,

Resolved, that the committee of propositions and grievances enquire into the expediency of rechartering the Farmville warehouse, in the town of Farmville.

The SPEAKER laid before the house a communication from the governor in reference to Clara Ann, a condemned slave; which, on motion of Mr. RUTHERFOORD, was referred to the committee for courts of justice.

On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of giving general jurisdiction to some court over the

administration of decedents' estates throughout the entire commonwealth.

On motion of Mr. COLLIER,

Resolved, that the committee on military affairs enquire into the expediency of repealing the act to authorize the governor to organize and call out certain military forces for the defence of the state, passed March 7th, 1862.

On motion of Mr. TATE,

Resolved, that the committee of roads and internal navigation enquire into the expediency of repealing certain acts passed at the late session of the general assembly, appropriating money to works of internal improvement, on the ground of military necessity, but which have ceased to be such, on account of changes in the position of the confederate forces.

Mr. JAMES presented the following resolution :

Resolved, that the attorney general communicate to this house, at as early a day as possible, his views in relation to the legal effect of the exemption laws, state and confederate, now in force, and how far, if at all, the conscription and exemption laws passed by congress repeals or renders void the exemption laws passed by the late legislature of Virginia, and what class of persons, if any, declared exempt by the acts of the legislature, are now liable to perform military duty under the conscription and exemption laws of congress; and that he also give his views upon any other subject which he may deem important, to enable the exemption boards and the courts properly to execute the laws now in force in Virginia in relation to persons exempt from and liable to perform military duty.

Which being objected to, was laid over under the rule.

Mr. WOODSON presented the following resolutions :

Resolved, that in the opinion of the general assembly of Virginia, the recent act of the confederate congress, known as the conscription act, is a manifest violation of the constitution of the Confederate States, and of the reserved rights of the state of Virginia.

Resolved further, that while we feel it our duty to record our opinion of this act of congress, yet we will cheerfully acquiesce in it and obey it, because of the necessity of harmony and united action for the common defence.

Which being objected to, were laid over under the rule.

Mr. MAGRUDER was added to the committee on finance and the committee for courts of justice.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that the committee for courts of justice be instructed to enquire what changes are necessary in the law with regard to the time in which examinations of criminals are required to be made.

On motion of Mr. DAVIS of Campbell,

Resolved, that the committee for courts of justice enquire into the expediency of authorizing fiduciaries to make investment of funds in their hands.

On motion of Mr. CARPENTER, the house adjourned until to-morrow, 12 o'clock.

WEDNESDAY, MAY 7, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

Mr. EDMUNDS, from the committee on finance, presented the following bill:

No. 1. A bill prescribing the effect of a judgment in favor of the commonwealth against a deceased person; which, on his motion, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. WEST,

Resolved, that the committee for courts of justice enquire into the expediency of authorizing by law the county courts of the different counties in the state to purchase salt for the benefit of their citizens.

On motion of Mr. LYNN,

Resolved, that the committee on finance be requested to enquire into the expediency of assessing a tax on all tobacco raised in the state in the year 1862.

On motion of Mr. HARRISON,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of amending the 1st section of chapter 108 of the Code of Virginia.

On motion of Mr. MAGRUDER,

Resolved, that the committee for courts of justice enquire into the expediency of reporting a bill providing adequate punishment for unlawful impressment, and for the punishment of those who purchase property, falsely representing themselves to be authorized to buy or impress the same.

On motion of Mr. McDONALD of Hampshire,

Resolved, that the clerk of this house be instructed to collate and have published for the use of the members, the acts of the confederate congress regulating exemptions, providing for conscription, organizing a force for border and local defence, and any other act now in force, pertaining to the organization of the confederate forces, together with the instructions of the secretary of war under the act of conscription.

On motion of Mr. TATE,

Resolved, that the committee on banks enquire into the expediency of so amending the 5th section of an act passed on the 29th March 1862, as to extend the time within which counties, cities and towns are required to provide for the redemption of their notes issued under said act of 29th March 1862.

On motion of Mr. SAUNDERS of Franklin,

Resolved, that so much of the governor's message as recommends the repeal of section 27 of chapter 44 of the Code, and of section 4 of ordinance No. 35, passed April 30, 1861, be referred to the committee on finance.

On motion of Mr. DAVIS of Campbell,

Resolved, that so much of the governor's message as relates to

railways and express freights, be referred to the committee of roads and internal navigation.

On motion of Mr. BUFORD,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of organizing for state and local defence, our white male population between 35 and 50 years of age.

Mr. WOOLFOLK submitted the following resolution; which being objected to, was laid on the table:

Resolved by the general assembly, that the constitution proposed by the late convention having been rejected by the voters of this commonwealth, and the congress of the Confederate States having passed the conscription act: therefore, in the opinion of the general assembly, an extra session at this time is unnecessary: therefore, the general assembly will adjourn sine die, on Saturday the 10th day of this month.

Mr. TATE presented the petition of Owen C. Morris et al., merchants of Staunton, praying legislation against unlicensed agencies for the sale of salt, plaster, &c.; and also that licenses may be granted for less than one year; which, on his motion, was referred to the committee on finance.

The SPEAKER laid before the house a communication from the auditor of public accounts, in answer to a resolution of the general assembly, requesting "a report of the taxes assessed by the state of Virginia and by the Confederate States, on the property of the several corporations created by authority of charters granted by the state of Virginia;" which, on motion of Mr. BASS, was laid on the table and ordered to be printed. Doc. No. 2.

A resolution, heretofore submitted by Mr. JAMES, asking certain information from the attorney general, was taken up, on his motion.

Mr. HUNTER moved to refer the resolution to the committee on military affairs. Pending the consideration of which, the resolution was, on motion, laid on the table.

The SPEAKER laid before the house a confidential communication from the governor.

On motion of Mr. FORBES, the house resolved itself into secret session.

The message of the governor was then read.

On motion of Mr. MAGRUDER,

Resolved, that the communication from the governor be referred to a joint committee, to consist of nine on the part of the house, and five on the part of the senate.

Ordered, that Mr. MAGRUDER carry the same to the senate, and request their concurrence.

On motion of Mr. ROBERTSON, the house adjourned until to-morrow, 12 o'clock.

THURSDAY, MAY 8, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bills:

No. 2. A bill providing for the execution of sentence of death in certain cases.

No. 3. A bill to amend and re-enact section 13, chapter 207 of the Code of Virginia.

No. 4. A bill to amend and re-enact section 5, chapter 205 of the Code of Virginia.

No. 5. A bill to amend and re-enact the 1st section of chapter 108 of the Code of Virginia.

Which said bills were read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, were read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. RUTHERFOORD, from the same committee, presented the following reports:

A report declaring it inexpedient to authorize fiduciaries to invest funds in certain cases.

A report declaring it inexpedient to give general jurisdiction to some courts over decedents' estates in certain cases.

A report declaring it inexpedient to extend the jurisdiction of county courts in certain cases.

On motion of Mr. HARRISON,

Resolved, that so much of the governor's message as relates to the protection and removal of slaves from those portions of the state that are surrendered to the enemy, be referred to a special committee, with instructions to report by bill or otherwise.

The SPEAKER announced the following committee under the resolution: Messrs. Harrison, Minor, Bouldin, Gilmer and Grattan.

No. 1. An engrossed bill entitled a bill prescribing the effect of a judgment in favor of the commonwealth against a deceased person, was taken up, read a third time and passed.

Ordered, that Mr. BLUE carry the same to the senate, and request their concurrence.

Mr. WRIGHT presented the petition of H. H. Cauthorn and others, praying a modification of the law suppressing distilleries; which, on motion, was referred to the committee for courts of justice.

Mr. WOOLFOLK submitted the following resolution:

Resolved by the general assembly of Virginia, that the governor be authorized and instructed to grant a commission of major general to General John B. Floyd, and authorize him to raise a division of twenty thousand men not subject to the conscription act, for the defence of the state; which, on his motion, was referred to the committee on military affairs.

On motion of Mr. GREEN,

Resolved, that that portion of the governor's message recommending bounties on the manufacture of saltpetre and sulphur, be referred to the committee on military affairs.

A message was received from the senate by Mr. ALDERSON, who informed the house of delegates that the senate had agreed to a joint resolution advising the restoration of General John B. Floyd to the command of the forces in southwestern Virginia; which was taken up, and on motion, laid on the table.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had agreed to the resolution appointing a joint committee to take into consideration the condition of the country.

The SPEAKER announced the following committee on the part of the house, under said resolution: Messrs. Newton, Bouldin, Rutherford, Tate, Minor, Tredway and Mallory.

On motion of Mr. DABNEY,

Resolved, that the committee on finance take into consideration the expediency of so amending the 81st section of the act imposing taxes for the support of government, as to make the compensation to sheriffs and commissioners of the revenue, for collection of taxes, in proportion to the amount of taxes imposed by said act.

Mr. WOOLFOLK moved to take up a resolution, heretofore submitted by him, in relation to the adjournment of the general assembly; and the question being on agreeing thereto, Mr. BASS demanded the previous question; which was sustained by the house; and being put, was decided in the negative—Ayes 28, noes 37.

On motion of Mr. MALLORY, the vote was recorded as follows:

**AYES**—Messrs. Bayse, Brooks, Crockett, Eggleston, Fletcher, Flood, Franklin, Gatewood, Harrison, Hopkins, Hunt, Kyle, Lynn, Mallory, R. E. Nelson, W. G. T. Nelson, Rives, Rutherford, Shannon, Spady, Tate, Thrash, Tredway, West, Woodhouse, Woodson, Woolfolk and Worsham—23.

**NAYS**—Messrs. Sheffey (speaker), Bass, Blue, Booton, Bouldin, Buford, Burks, H. N. Coleman, Dabney, Daniel, R. J. Davis, Dice, Garrison, Gilmer, Grattan, Green, Johnson, Jones, Laidley, A. W. McDonald, McLaughlin, Minor, Newton, Orgain, Prince, Reid, Robertson, Robison, P. Saunders, R. C. Saunders, Sherrard, Small, Sieger, Tyler, Williams, Wooten and Wright—37.

Mr. NEWTON submitted the following preamble and resolutions:

The general assembly of Virginia, now convened in extraordinary session, deem this a fit occasion briefly to review the nature and conduct of the pending war, and solemnly to reaffirm the sentiments which animate them, and those principles of civil liberty which the people of this state and of the Confederate States have maintained from the commencement of the contest, and which, with the blessing of God, they will continue to maintain with unshaken constancy, to its close.

For more than a year the government and the people of the north have waged a cruel, unjust and unrelenting war against us. They deny to us the inalienable right of self-government, in defence of which, in the war of the revolution of 1776, they pledged "their lives, their fortunes and their sacred honor."

With professed regard for the rights of man, they have at different

periods sympathized with the Greeks, the Poles, the Irish, the Hungarians, the South American states, and all others who have at any time sought by force to dissolve their subsisting political ties, and to establish a separate nationality; yet they deny to those whom they call their brethren, the right which clearly belongs to them as sovereign states, to withdraw peaceably from the Union, and to govern themselves; which right the people of the Confederate States have declared their solemn purpose to exercise, with a unanimity without a parallel in the history of civil revolutions.

In prosecuting the war, they have violated, without scruple, the constitution which they profess to defend. They have suspended, by executive proclamation, and without law, the writ of habeas corpus; imprisoned, without legal warrant or military necessity, thousands of respectable citizens of both sexes; violated their obligation to the state of Maryland, and their solemn compact in the compromise resolutions of 1850, by abolishing slavery in the district of Columbia. They have trampled on private rights, by depredations upon private property; and now meditate, by a wholesale act of legal robbery, the confiscation of the property of nearly every citizen of the southern states.

Professing to be the peculiar friends of the black race, they have destroyed their peace and happiness—seducing them by false promises, from the kind care and protection of their hereditary owners; and having found them burdensome to their benevolence, have cruelly cast them off by thousands, without protection or support, to starve and die.

The civilized world cannot fail to contrast the acts of these pretenders with their professions, and to see, in their seemingly anxious desire to uphold the constitution, their true motives—the greed of avarice, and the lust of power:

Be it resolved, as the solemn and deliberate sense of the general assembly of Virginia,

1. That the separation between the north and south is final and eternal; that it was declared by the people of the Confederate States, each acting for itself, with unexampled unanimity; and whatever reverence for the Union may have lingered for a time in some minds, has been entirely dissipated by the cruel, rapacious and atrocious conduct of our enemies.

2. Resolved, that we have full confidence in our gallant armies now in the field, which have achieved many glorious victories, and never sustained a disgraceful defeat; yet should the tide of battle turn against us, we will not be discouraged, but summoning new energy to meet the exigencies, struggle on until, with the blessing of God, we shall conquer an honorable peace, and finally establish our independence.

3. Resolved, that ordinary coast defences cannot be expected to withstand the powerful armaments of modern naval warfare; and whilst the fall of New Orleans is to be regretted as a calamity, it is no cause for despondency. In the language of our own Washington on a similar occasion, "We should never despair. If new difficulties



arise, we must only put forth new exertions, and proportion our efforts to the exigencies of the times."

4. Resolved, that in defence of our liberties, we solemnly pledge for ourselves and our constituents, to the government of the Confederate States, our whole resources, public and private, and deliberately declare to our enemies and to the world, that we will never submit, under any circumstances, to a union with the north, nor abandon this contest so long as a hostile foot rests upon our soil.

Which, on his motion, were referred to the joint committee on the condition of the country.

On motion of Mr. WOOTEN, leave was granted him to be absent from the sittings of this house until Monday next.

On motion of Mr. WOOLFOLK, the chair was vacated until this evening at 8 o'clock.

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#### EVENING SESSION.

Mr. BURKS, from the committee for courts of justice, presented the following bill:

No. 6. A bill to authorize the county courts to purchase and distribute salt amongst the people, and provide payment for the same; which, on his motion, was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time.

Mr. NEWTON, from the committee on the state of the country, to whom had been referred the preamble and resolutions heretofore submitted by him, presented the same without amendment; and the question being on agreeing thereto, was put, and decided in the affirmative by a unanimous vote.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

On motion of Mr. PRINCE, the house adjourned until to-morrow, 12 o'clock.

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#### FRIDAY, MAY 9, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

Mr. ORGAIN, from the committee on agriculture and manufactures, presented the following bill:

No. 7. A bill to re-establish an inspection of tobacco at the Farmville warehouse in the town of Farmville.

Mr. DAVIS of Campbell, from the committee on banks, presented the following bill:

No. 8. A bill to amend and re-enact the 5th section of an act passed 29th March 1862, entitled an act to provide a currency of less denomination than five dollars.

Mr. SAUNDERS of Franklin, from the committee of roads and internal navigation, presented a report, in the form of a series of joint resolutions, suspending the operation of certain acts passed at the regular session of the general assembly for the years 1861-62, making appropriations to internal improvements; which was read, and on motion, laid on the table.

On motion of Mr. BOULDIN,

Resolved, that the committee on military affairs be instructed to enquire into the expediency of reorganizing the military force of the commonwealth; between the ages of 35 and 45 years.

A joint resolution, heretofore communicated from the senate, advising the restoration of General John B. Floyd to the command of the forces in southwestern Virginia, was taken up, and on motion of Mr. ANDERSON of Botetourt, referred to the committee on military affairs.

The following reports from the committee for courts of justice were taken up and concurred in:

A report declaring it inexpedient to authorize fiduciaries to invest funds in certain cases.

A report declaring it inexpedient to extend the jurisdiction of county courts in certain cases.

A report declaring it inexpedient to give general jurisdiction to some courts over decedents' estates in certain cases.

No. 6. An engrossed bill to authorize the county courts to purchase and distribute salt amongst the people, and provide payment for the same, was taken up, read a third time and passed.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

On motion of Mr. BAYSE,

Resolved, that the committee on finance enquire into the expediency of extending the time of examining and returning the books of the commissioners of the revenue in certain cases.

On motion of Mr. CAZENOVE,

Resolved, that the committee for courts of justice be directed to enquire into the expediency of so amending the election laws as to provide for the election of members of the next general assembly from such election districts as may be in the possession of the public enemy at the next biennial election.

Mr. MONTAGUE presented the proceedings of a meeting of the citizens of Montgomery in relation to General Floyd; which, on his motion, was referred to the committee on military affairs.

On motion of Mr. TREDWAY,

Resolved, that a special committee of nine be appointed to enquire what action ought to be taken by the general assembly to secure an adequate supply of salt for the people of Virginia.

The SPEAKER announced the following committee under the resolution: Messrs. Tredway, Flood, Buford, Crockett, Forbes, Gordon, Saunders of Franklin, Shannon and Tyler.

Mr. HARRISON, from the special committee to whom was referred so much of the governor's message as refers to the protection and

removal of slaves from those portions of the state surrendered to the enemy, presented a series of resolutions; which were read, and on motion of Mr. BURKS, laid on the table.

Mr. WYNNE submitted the following resolution; which, on his motion, was referred to the committee on the library:

Resolved by the general assembly of Virginia, that Ritchie & Dunnavant be and they are hereby allowed to sell 65 copies of the 2d edition of the Code of Virginia; also of the following of Grattan's Reports: Vol. 1, 25 copies; vol. 9, 25 copies; vol. 10, 23 copies; vol. 11, 21 copies; vol. 12, 23 copies; vol. 13, 30 copies; vol. 14, 9 copies; vol. 15, 13 copies; and of Leigh's Reports, vol. 1, 21 copies; vol. 2, 2 copies; vol. 3, 9 copies; and of vol. 4, 8 copies; provided the same shall not be sold at a less price than is charged by the government.

On motion of Mr. FORBES,

Resolved, that leave be given to bring in a bill refunding to William M. Hume, sheriff of Fauquier county, damages paid by him as such.

The SPEAKER announced the following committee: Messrs. Forbes, Burks and Harrison.

Subsequently, Mr. FORBES, from the committee, presented the following bill:

No. 9. A bill refunding to William M. Hume, sheriff of Fauquier county, damages paid by him as such; which, on his motion, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed—Ayes 72, noes 3.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Brooks, Buford, Burks, Carpenter, Cazenove, H. N. Coleman, Collier, Crockett, Custis, Dabney, Daniel, R. J. Davis, Dice, Eggleston, Fletcher, Forbes, Franklin, Friend, Gatewood, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Jones, Kyle, Laidley, Lynn, Magruder, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, Newton, Orgain, Payne, Prince, Reid, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shaanon, Small, Sherrard, Spady, Steger, F. G. Taylor, Thrash, Tredway, Tyler, Walker, Ward, West, Williams, Woodhouse, Woodson, Worsham, Wright and Wynne—72.

NOES—Messrs. Edmunds, Johnson and Mallory—3.

Ordered, that Mr. FORBES carry the same to the senate, and request their concurrence.

Certain resolutions, heretofore submitted by Mr. WOODSON, in reference to the constitutionality of the conscription act of the confederate congress, was taken up, on motion of Mr. HUNTER, who submitted the following substitute therefor:

Resolved, as the opinion of this general assembly, that the act of the confederate congress, approved April 16, 1862, and known as the "conscription law," is not unconstitutional, and that it is the duty of the state authorities and all good citizens of this commonwealth to maintain said law, and co-operate cordially in carrying out its provisions. Pending the consideration of which,

On motion of Mr. GRATTAN, the resolution and substitute were laid on the table.

The following resolution, reported from a special committee, and

laid upon the table on the first day of the present session, was taken up, on motion of Mr. NEWTON:

Resolved, that the interval from adjournment to reassembling of a special session, may rightfully be excluded from the computation of such period (90 days).

Mr. PRINCE moved to amend the resolution, by striking out the following words: "May rightfully be excluded from," and inserting in lieu thereof the following: "Shall be included in;" and the question being on agreeing thereto, was put, and decided in the negative—Ayes 24, noes 55.

On motion of Mr. PRINCE, the vote was recorded as follows:

AYES—Messrs. Bass, Booton, Buford, Burks, Carter, Collier, Crockett, Dabney, R. J. Davis, Harrison, Hunt, Prince, Rives, Robertson, R. C. Saunders, Shanton, Spady, Steger, Thrash, West, Williams, Woodson, Woolfolk and Wynne—24.

NOES—Messrs. Sheffey (speaker), J. T. Anderson, Bayse, Blue, Bouldin, Bradford, Brooks, Cazenove, H. N. Coleman, Daniel, Dice, Edmunds, Eggleston, Fletcher, Flood, Forbes, Franklin, Gatewood, Gilmer, Green, Hopkins, Hunter, Johnson, Jones, Kyle, Laidley, Lynn, Magruder, Mallory, Mathews, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Reid, Robinson, Rutherford, P. Saunders, Small, Sherrard, Tate, F. G. Taylor, Tredway, Tyler, Walker, Ward, Woodhouse, Worsham and Wright—55.

Mr. RUTHERFOORD moved to amend the resolution, by striking out "such period," and inserting in lieu thereof the following: "the period to which such session is limited by the constitution;" and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. RUTHERFOORD moved further to amend the resolution, by inserting after the word "resolved," the words "by the general assembly;" and the question being on agreeing thereto, was put, and decided in the affirmative.

The question recurring on agreeing to the resolution as amended, was put, and decided in the affirmative.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The SPEAKER laid before the house the following communication from Charles T. Friend, delegate from the county of Chesterfield:

MAY 8th, 1862.

MR. SPEAKER:

I hereby tender my resignation as a member of the house of delegates from the county of Chesterfield; to take effect on the 20th of May instant.

In leaving your honorable body, permit me to express the liveliest hope that the great objects of your session may be accomplished, and our common cause much aided by your deliberations.

I am, most respectfully,

Your ob't serv't,

CHAS. T. FRIEND.

Hon. H. W. SHEFFEY,

*Speaker House of Delegates.*

On motion of Mr. RIVES,

Resolved, that the SPEAKER of this house be directed to issue a writ of election, to be held on Thursday, the 22d instant, to supply the vacancy occasioned by the resignation of Charles T. Friend, the delegate from the county of Chesterfield.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to a joint resolution in regard to the defence of the cities of Richmond and Petersburg.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

The doors being opened,

Mr. MALLORY submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly of Virginia, that each branch of the legislature, when it adjourns on Monday next, will adjourn to meet again on the first Monday in December next, unless sooner convened by the executive.

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

## SATURDAY, MAY 10, 1862.

Prayer by Rev. Dr. Duncan of the Methodist church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, May 9, 1862.

The senate have agreed to a resolution concerning army and navy officers, and a resolution instructing the attorney general to litigate with the confederate government the validity of any laws of said government as claim the right to sequester or confiscate the property held by residents of the United States, in the state of Virginia.

In which they request the concurrence of the house of delegates.

They have passed house bills entitled:

An act prescribing the effect of a judgment in favor of the commonwealth against a deceased person, No. 1.

An act providing for the execution of sentence of death in certain cases, No. 2.

An act to amend and re-enact section 13, chapter 207 of the Code of Virginia, No. 3.

An act to amend and re-enact section 5, chapter 205 of the Code of Virginia, No. 4.

An act to amend and re-enact the 1st section of chapter 108 of the Code of Virginia, No. 5.

An act to authorize the county courts to purchase and distribute salt amongst the people, and provide payment for the same, No. 6.

They have agreed to a preamble and resolutions from the house of delegates, in respect to the nature and conduct of the pending war.

The resolution instructing the attorney general to litigate with the confederate government the validity of any laws of said government as claim the right to sequester or confiscate the property held by residents of the United States, in the state of Virginia, was taken up, and on motion of Mr. RUTHERFOORD, referred to the committee for courts of justice.

A resolution concerning army and navy officers, was taken up, and on motion of Mr. HUNTER, referred to a special committee.

The SPEAKER announced the following committee: Messrs. Hunter, Dabney, Bouldin, Anderson of Botetourt, and Harrison.

A message was received from the senate by Mr. ALDERSON, who informed the house of delegates that the senate had agreed to a joint resolution authorizing the payment of a sum of money to L. D. Haymond: in which they respectfully requested the concurrence of the house of delegates.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had concurred in the amendments proposed by the house of delegates to a resolution from the senate in relation to certain defences. (For resolution, as amended, see secret journal of May 9.)

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bill:

No. 10. A bill to punish purchasers of property falsely representing themselves authorized to impress or purchase the same.

The SPEAKER laid before the house the following communication from Charles F. Collier:

HOUSE OF DELEGATES, May 10th, 1862.

SIR,

I beg leave most respectfully to tender my resignation as a member of the house of delegates from the city of Petersburg; to take effect from this date.

In severing my official connection with yourself and the body over whom you have the honor to preside, permit me to tender assurances of the highest regard—and believe me to be

Your friend and ob't serv't,

CHAS. F. COLLIER.

Hon. H. W. SHEFFEY,  
*Speaker House of Delegates.*

On motion of Mr. RIVES,

Resolved, that the SPEAKER issue a writ of election, addressed to the sergeant of the city of Petersburg, requiring him to hold an election on the 22d inst. to fill the vacancy created by the resignation of Charles F. Collier, delegate from said city.

On motion of Mr. BASKERVILL,

Resolved, that leave be given to bring in a bill for the sale of the Roanoke valley rail road.

The SPEAKER announced the following committee under the resolution: Messrs. Baskervill, Bouldin and Gilmer.

Subsequently, Mr. BASKERVILL presented the following bill:

No. 12. A bill to authorize the sale of the Roanoke valley rail road; which was, on his motion, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. RIVES,

Resolved, that leave be given to bring in a bill fixing the compensation of the clerks of the senate and house of delegates during the extra session of the general assembly.

The SPEAKER announced the following committee under the resolution: Messrs. Rives, Lynn, Magruder, Nelson of Fluvanna, and Buford.

Subsequently, Mr. RIVES presented the following bill:

No. 11. A bill fixing the compensation of the clerks of the senate and house of delegates during the extra session; which was read a first time, and ordered to be read a second time.

On motion of Mr. WORSHAM,

Resolved, that so much of the governor's message, with the accompanying documents, as relates to the recent revolt in the penitentiary, be referred to the committee on the penitentiary, with instructions to enquire whether there has been "culpable negligence" on the part of any officer or officers of the institution.

Certain resolutions, heretofore submitted from a special committee, in relation to so much of the governor's message as refers to the protection and removal of slaves from those portions of the state surrendered to the enemy, were taken up, on motion of Mr. MALLORY.

The question being on agreeing to the first resolution, was put, and decided in the affirmative.

The first resolution is as follows:

Resolved by the general assembly of Virginia, that in view of the great loss to which the owners of slaves and the public generally, in those portions of the state overrun, or likely to be overrun by the enemy, are exposed by the demoralization and escape of the slaves, the president of the Confederate States is hereby respectfully requested to employ and take into the public service, with the consent of their owners, so far as their services may be required, and the public interest will permit, the able bodied slaves from such portions of the state; and that where any portion of the state is likely to be abandoned, such previous notice as may not be inconsistent with the public interests, be given to the owners of slaves, as will enable them to take the proper steps for their removal.

Mr. SAUNDERS of Franklin moved a suspension of the rules, for the purpose of reconsidering the vote by which the resolution was agreed to; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the first resolution, Mr. MALLORY submitted a substitute for the series of resolutions. Pending the consideration of which, the resolutions and substitute were, on motion of Mr. EDMUNDS, laid on the table.

A resolution from the senate authorizing the payment of a sum of money to L. D. Haymond, was taken up, on motion of Mr. EDMUNDS, and agreed to—Ayes 72.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Brooks, Buford, Burks, Cazenove, H. N. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Flood, Forbes, Franklin, Gatewood, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Jones, Kyle, Laidley, Lynn, Mallory, Mathews, Magruder, A. W. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Prince, Rives, Robertson, Robinson, Rutherford, R. C. Saunders, Shannon, Small, Spady, Staples, Steger, Tate, Thrash, Tredway, Tyler, Ward, West, Williams, Woodhouse, Woodson, Woolfolk, Worsham and Wright—72.

Ordered, that the clerk inform the senate thereof.

Mr. FORBES, from a special committee to enquire what legislative action is necessary to secure an adequate supply of salt, presented a report; which was read, and the resolution agreed to as follows:

Resolved, that this report, together with the act passed on the 9th instant, authorizing the county courts to purchase and distribute salt amongst the people, and provide payment for the same, be printed for the use of members, and that a copy be transmitted by the clerk of this house to the clerk of the county court of each county in the commonwealth, who is directed to present the same to the court at its term next succeeding the receipt thereof.

On motion of Mr. HOPKINS,

Resolved, that the committee on military affairs enquire into the expediency of bringing in a bill authorizing the raising and organizing of volunteer companies in the several counties of the commonwealth, for the purpose of home defence, to be composed of persons now exempt from military duty under the several acts of the legislature of the state and of the Confederate States.

On motion of Mr. JONES, the house adjourned until Monday, 12 o'clock.

## MONDAY, MAY 12, 1862.

Prayer by Rev. Dr. Woodbridge of the Episcopal church.

Mr. ANDERSON of Botetourt, from the committee on military affairs, presented the following bills:

No. 13. A bill to authorize a force of ten thousand men to be raised for the defence of the commonwealth.

No. 14. A bill to organize a home guard.

Which said bills were read a first time, and ordered to be read a second time, and two-thirds concurring, read a second time; and the question being—Shall the bills be engrossed and read a third time? on motion of Mr. ANDERSON, the bills were laid on the table, and made the orders of the day for to-morrow at 12 o'clock.

Mr. CROCKETT presented the following memorial; which was read, and ordered to be referred to the committee on military affairs:



*To the Honorable Legislature of Virginia, now in session :*

The undersigned beg leave to state, that they have been deputed by a number of respectable citizens of southwestern Virginia, to call the attention of your honorable body to some matters essential to the success of the cause in which we are all engaged.

We come in no spirit of complaint against either the state or confederate government; and by no means do we intend to suggest that you, by any action on your part, shall dictate to the president any thing respecting his official duties. We come to speak to you in the respectful language of our constituents, and then to leave the matter to your disposal. With a view to present concisely and clearly the purpose and object of our visit, we beg leave to state that southwestern Virginia possesses more means necessary for the successful prosecution of the war of our second independence, in which we are now engaged, than any other portion, to the same extent of territory, in the Southern Confederacy. The salt, the iron, the lead—all of which are found in inexhaustible quantities, and is being manufactured to the extent of the capacity of the various owners—these valuable resources are now threatened by the enemy.

At this point, the question presents itself as to the proper course to be pursued to constitute a successful defence. The answer is, we must have the men, and the men must have a leader in whom they can repose full confidence. We have the men, and we have the leader (whom the men are willing to follow) in the person of General John B. Floyd. He has, however, been *relieved* of his command. Of this we have nothing to say, and we do not mean to cast censure upon the executive for its action. We are ignorant of all the facts which produced the necessity for the order. But in the name of a people as truly loyal as any in the Southern Confederacy, we claim the right to know if something cannot be done, through the action of your honorable body, to bring back to the field and defence of his country and fireside, the soldier that has become dispirited and demoralized by the loss of his commander, in whom he still reposes unlimited confidence, after all the hardships and dangers through which he has passed.

The southwest has recently been thrown into a panic by reason of the approach of the enemy—and by reason of the conduct of those charged with our defence. We desire to avoid such a state of things in future. We desire to give some assurance to the women of southwestern Virginia, that they shall have the protection due to them. We desire to relieve the public mind in that quarter from the anxiety and uncertainty in which, under existing circumstances, it is now placed. No man in that portion of the state can better or more successfully accomplish these desirable objects, than John B. Floyd. Some of the undersigned are refugees; but they have been in the southwest long enough to enable them to know the public sentiment of that quarter.

As to the manner of your action, whether by a resolution, request-

ing the president to restore General Floyd to his command, or by some other mode, not interfering with the conscription act (whether constitutional or not), we leave to your better judgments. We want his services in the southwest.

Very respectfully,

Your ob'dt serv'ts,

AND. S. FULTON.  
DAVID MCCOMAS.  
G. D. CAMDEN.  
EVERMONT WARD.

On motion of Mr. WOOLFOLK, the resolution, heretofore submitted by him, in relation to the adjournment of the general assembly, was taken up.

Mr. WOOLFOLK moved to amend the resolution, so that it would read, "adjourn on Wednesday the 14th instant, until the first Monday in December next, unless sooner convened by the governor;" and the question being on agreeing thereto, Mr. BASS moved to lay the resolution and pending amendment on the table; and the question being on agreeing thereto, was put, and decided in the negative. Ayes 35, noes 39.

On motion of Mr. MALLORY, the vote was recorded as follows:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Blue, Bradford, Cazenove, H. N. Coleman, Dabney, J. D. Davis, R. J. Davis, Garrison, Gatewood, Green, Hopkins, Hunter, Johnson, Jones, Laidley, Mathews, A. W. McDonald, McLaughlin, Newton, Payne, Reid, Riddick, Robertson, Robinson, R. C. Saunders, Small, Sherrard, Tate, Walker, Ward and Wright—35.

NOES—Messrs. Bayse, Booton, Burks, Crockett, Daniel, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Gilmer, Gordon, Grattan, Harrison, Hunt, Kyle, Lynn, Magruder, Mallory, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Prince, Rutherford, P. Saunders, Shannon, F. G. Taylor, Thrash, Tredway, Williams, S. Wilson, Woodson, Woolfolk, Wooten and Worsham—39.

Mr. GRATTAN moved to amend the amendment, by striking out "December," and inserting "January;" and the question being on agreeing thereto, was put, and decided in the negative.

The question being on agreeing to the amendment, was put, and decided in the affirmative—Ayes 43, noes 36.

On motion of Mr. FORBES, the vote was recorded as follows:

AYES—Messrs. Bayse, Blue, Booton, Bradford, Cazenove, H. N. Coleman, Crockett, Daniel, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Grattan, Hunt, Johnson, Kyle, Lynn, Magruder, Mallory, McKinney, Montague, R. E. Nelson, W. G. T. Nelson, Reid, Rutherford, Shannon, Spady, F. G. Taylor, Thrash, Tredway, Tyler, Ward, West, S. Wilson, Woolfolk, Wooten and Worsham—43.

NOES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Burks, Dabney, J. D. Davis, Garrison, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Jones, Laidley, Mathews, A. W. McDonald, McLaughlin, Newton, Orgain, Payne, Prince, Riddick, Rives, Robertson, Robinson, P. Saunders, R. C. Saunders, Small, Shertard, Tate, Walker, Williams, Woodson and Wright—36.

Mr. ANDERSON of Botetourt moved to amend the resolution, by striking out the preamble to the resolution; and the question being on agreeing thereto, was put, and decided in the affirmative.

Mr. HARRISON submitted the following substitute to the resolution:

"Resolved by the general assembly, that the general assembly will adjourn sine die on Wednesday the 14th instant."

And the question being on agreeing thereto, was put, and decided in the negative—Ayes 25, noes 53.

On motion of Mr. HARRISON, the vote was recorded as follows:

**AYES**—Messrs. Bass, Booton, Burks, Dabney, Evans, Fletcher, Garrison, Gatewood, Harrison, Hunt, Kyle, McKinney, Orgain, Prince, Rives, Robertson, P. Saunders, Shannon, Spady, Tate, Thrash, Walker, West, Williams and Worsham—25.

**NOES**—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Baskervill, Bayse, Blue, Bradford, Cazenove, H. N. Coleman, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Flood, Forbes, Franklin, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Johnson, Jones, Laidley, Lynn, Magruder, Mallory, Mathews, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Reid, Riddick, Robinson, Rutherford, Small, Sherrard, F. G. Taylor, Tredway, Tyler, Ward, S. Wilson, Woolfolk, Wooten and Wright—53.

Mr. FORBES submitted the following resolutions as a substitute for the resolution as amended:

"Resolved, that when the general assembly adjourns, it will adjourn to meet again on the first Monday in December, unless sooner convened by the governor.

"Resolved, that the general assembly will adjourn on Wednesday the 14th instant, to meet on the first Monday in December."

The SPEAKER ruled the resolutions out of order; and from the decision of the chair Mr. FORBES appealed; and the question being—Shall the decision of the chair stand as the judgment of the house? was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, was put, and decided in the affirmative.

The resolution as amended is as follows:

"Resolved by the general assembly, that the general assembly will, on Wednesday the 14th of this month, adjourn until the first Monday in December next, unless sooner convened by the governor."

Ordered, that Mr. WOOLFOLK carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. JOHNSON, who informed the house of delegates that the senate had agreed to a resolution for the appointment of a joint committee to enquire into the proper means of filling the vacancies in the representation in the two houses of the general assembly.

Subsequently, the resolution was taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. WARD,

Resolved, that leave be given to bring in a bill authorizing fire insurance companies to change their places of business, made unsafe by reason of their occupation by the public enemy.

The SPEAKER announced the following committee under the resolution: Messrs. Ward, Bradford and Hunter.

Mr. WARD, from the committee, presented the following bill:

No. 15. A bill authorizing fire insurance companies to change their places of business.

Which bill was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. MALLORY submitted the following resolution :

Resolved by the general assembly of Virginia, that in the judgment of this general assembly the officers of the confederate and state governments, who have charge of the subject, should impress the horses used for pleasure in the city of Richmond, and all other cities and towns throughout the commonwealth, instead of impressing into service the horses and mules of farmers in the country, employed in the cultivation of their crops, not only for the support of their families, but also for the maintenance of the army.

And the question being on agreeing thereto, Mr. GREEN moved that it be indefinitely postponed ; and the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. BASS, the house resolved itself into secret session.

The doors being opened,

No. 10. A bill to punish purchasers of property falsely representing themselves authorized to impress or purchase the same, was taken up, on motion of Mr. MAGRUDER, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

No. 7. A bill to re-establish an inspection of tobacco at the Farmville warehouse in the town of Farmville, was taken up, on motion of Mr. TREDWAY, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time ; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

No. 8. A bill to amend and re-enact the 5th section of an act passed the 29th of March 1862, entitled an act to provide a currency of notes of less denomination than five dollars, was taken up, on motion of Mr. DAVIS of Amherst, read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

No. 11. A bill fixing the compensation of the clerks of the senate and house of delegates during the extra session, was taken up, read a second time, and ordered to be engrossed and read a third time.

Resolved, that the committee on finance be instructed to enquire into the expediency of relieving James L. Dupuy against an erroneous assessment of his lands in the county of Amherst.

On motion of Mr. BRADFORD, the house adjourned until to-morrow, 12 o'clock.

TUESDAY, MAY 13, 1862.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, May 12, 1862.

The senate have agreed to the resolution from the house of delegates in relation to the duration of a special session.

And they have agreed to a resolution to provide more suitable accommodations for the auditors of the commonwealth.

In which they respectfully request the concurrence of the house of delegates.

The resolution to provide more suitable accommodations for the auditors of the commonwealth, was taken up, on motion of Mr. NEWTON, and referred to a special committee.

The SPEAKER announced the following committee: Messrs. Newton, Tate, Nelson of Fluvanna, McDonald of Hampshire, and Ma-gruder.

The SPEAKER announced the following committee under the resolution agreed to on yesterday in regard to filling vacancies in the two houses of the general assembly: Messrs. Hunter, Bouldin, Rutherfordord, McCamant, Baskervill, Burks and Harrison.

Mr. RUTHERFOORD, from the committee for courts of justice, presented the following reports:

An adverse report of the committee for courts of justice upon a resolution instructing them to enquire into the expediency of amending the election laws.

An adverse report of the committee for courts of justice upon a senate resolution providing for the litigation of the validity of the sequestration laws of the confederate government.

Mr. EDMUNDS, from the committee on finance, presented an adverse report to a resolution in regard to modifying the license laws of last session.

Mr. HUNTER, from a special committee, presented a report in regard to officers resigning from the United States army.

A message was received from the senate by Mr. DICKINSON, the senator from Prince Edward, who informed the house of delegates that the senate had agreed to resolutions to increase the production of lead and saltpetre.

Mr. HUNTT, from the committee on enrolled bills, presented the following report:

The committee on enrolled bills have examined sundry such bills, and found them correctly enrolled.

Ordered, that the clerk communicate the same to the senate for further examination.

No. 13. A bill to authorize a force of ten thousand men to be raised for the defence of the commonwealth, being the special order of the day, was taken up and read a second time.

The bill was then amended.

Mr. ANDERSON moved further to amend the bill, by inserting in

the 6th section, as a part of the staff of a brigadier general, one quartermaster, who shall act as quartermaster. Pending the consideration of which,

On motion of Mr. HARRISON, the chair was vacated until 8 o'clock P. M.

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### EVENING SESSION.

The question being on agreeing to the amendment submitted by Mr. ANDERSON of Botetourt, was put, and decided in the affirmative.

The bill as amended was then read a second time, and ordered to be engrossed and read a third time.

No. 14. A bill to organize a home guard, was taken up, amended, and as amended, read a second time, and ordered to be engrossed and read a third time.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that when the house adjourn, it will adjourn to meet to-morrow at 9 o'clock A. M.

Mr. SAUNDERS of Campbell submitted the following:

Whereas information has been received that the gun boats of the enemy are now approaching this city: Be it therefore

Resolved by the general assembly, that the president of the Confederate States be earnestly requested to hold the same to the last extremity.

Which was laid on the table.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 9 o'clock.

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### WEDNESDAY, MAY 14, 1862.

Prayer by Rev. Mr. Woodbridge of the Episcopal church.

A communication from the senate, by their clerk, was read as follows:

IN SENATE, May 13, 1862.

The senate have passed bills entitled:

An act authorizing a change of licenses, No. 16.

An act declaring the standard of a cord measure, No. 13.

An act providing for and regulating the salary of the third clerk in the treasurer's department, No. 14.

An act to redress loyal citizens injured by the exercise of usurped power, No. 11.

An act concerning treasury notes, No. 19.

An act authorizing the payment of a certain coupon, No. 21.

An act imposing a tax for issuing certificates of transferred stock of the commonwealth, No. 22.

An act to refund license taxes to volunteers in the military service, and to other persons, No. 5.

An act providing payment for horses taken in the service of the state, No. 10.

In which they respectfully request the concurrence of the house of delegates.

The following senate bills were read a first and second times, and referred to the committee on finance:

No. 5. A senate bill entitled an act to refund license taxes to volunteers in the military service, and to other persons.

No. 14. A senate bill entitled an act providing for and regulating the salary of the third clerk in the treasurer's department.

No. 16. A senate bill entitled an act authorizing a change of licenses.

No. 19. A senate bill entitled an act concerning treasury notes.

No. 21. A senate bill entitled an act authorizing the payment of a certain coupon.

No. 22. A senate bill entitled an act imposing a tax for issuing certificates of transferred stock of the commonwealth.

No. 10. A senate bill entitled an act providing payment for horses taken in the service of the state, was read a first and second times, and referred to the committee on military affairs.

No. 11. A senate bill entitled an act to redress loyal citizens injured by the exercise of usurped power, was read a first and second times, and referred to the committee for courts of justice.

No. 13. A senate bill entitled an act declaring the standard of a cord measure, was taken up, read a first and second times, and on motion, was laid upon the table.

Mr. ANDERSON, from the committee on military affairs, presented the following bill:

No. 16. A bill to organize the military force of Virginia between the ages of 35 and 45; which, on his motion, was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time.

Mr. RUTHERFOORD, from the committee for courts of justice, presented an adverse report upon a communication from the governor with regard to the penitentiary.

On motion of Mr. ORGAIN,

Resolved by the general assembly, that the auditor of public accounts, the second auditor and the general agent and storekeeper of the penitentiary be constituted a board of manufactures, and charged with the duty of reporting to the next session of the general assembly upon the following points:

1. The present condition of manufactures in the state of Virginia.
2. Such plans as may seem to them proper for promoting the manufacture of articles of prime necessity or of general utility. Said board to have authority to call for information, and require reports from any officer in this state.

Ordered, that Mr. ORGAIN carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. NEWMAN, who informed the house of delegates that the senate had passed a bill enti-

tled an act to amend and re-enact the first section of an act entitled an act to authorize the organization of ten or more companies of rangers, passed February 27th, 1862: in which they respectfully requested the concurrence of the house of delegates.

The said bill was subsequently read a first and second times, and on motion of Mr. BASS, laid on the table.

On motion of Mr. ANDERSON of Botetourt, the house resolved itself into secret session.

The doors being opened,

No. 13. A senate bill entitled an act declaring the standard of a cord measure, was taken up, read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 15. An engrossed bill authorizing insurance companies to change their place of business, was taken up, read a third time and passed.

Ordered, that Mr. WARD carry the same to the senate, and request their concurrence.

Mr. McDONALD of Hampshire submitted the following resolution:

Resolved by the general assembly of Virginia, that the treasurer of this commonwealth be instructed to destroy such coupon bonds and treasury notes in his office as have been canceled and are now registered as required by law; which, on motion, was laid on the table.

Subsequently, the resolution was taken up and agreed to.

Ordered, that Mr. EDMUNDS carry the same to the senate, and request their concurrence.

On motion of Mr. ROBERTSON,

Resolved, that a special committee be appointed to enquire into the expediency of amending the 81st section of the act entitled an act to amend the charter of the city of Richmond, passed March 18th, 1861.

The SPEAKER announced the following committee under the resolution: Messrs. Robertson, Burks, Gilmer and Davis.

On motion of Mr. EDMUNDS,

Resolved, that leave be given to bring in a bill making the salaries of the officers of the government payable monthly.

The SPEAKER announced the following committee under the resolution: Messrs. Edmunds, Rutherford and Burks.

Subsequently, Mr. EDMUNDS, from the committee, presented the following bill:

No. 17. A bill amending the 19th section of chapter 14 of the Code, concerning salaries.

Which was read a first and second times, two-thirds concurring, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. EDMUNDS carry the same to the senate, and request their concurrence.

Mr. TAYLOR moved the suspension of the rule with a view to re-



consider the vote by which the following bill was referred to the committee on finance:

No. 21. A senate bill entitled an act authorizing the payment of a certain coupon.

And the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. TAYLOR, the bill was then read a third time and passed—Ayes 68.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Bayse, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Clarke, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Eggleston, Fletcher, Flood, Forbes, Franklin, Gatewood, Gilmer, Gratian, Green, Harrison, Hopkins, Johnson, Jones, Kyle, Laidley, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Magruder, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Tate, F. G. Taylor, Tredway, Tyler, Walker, Ward, Williams, Woodson, Woolfolk, Wootten, Worsham and Wright—68.

- Ordered, that the clerk inform the senate thereof.

Mr. EDMUNDS moved the suspension of the rule with a view to reconsider the vote by which the following bill was referred to the committee on finance:

No. 19. A senate bill entitled an act concerning treasury notes.

And the question being on agreeing thereto, was put, and decided in the affirmative.

On motion of Mr. EDMUNDS, the bill was then read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 11. An engrossed bill fixing the compensation of the clerks of the senate and house of delegates during the extra session, was taken up, read a third time and passed—Ayes 65.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Clarke, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Franklin, Garrison, Gatewood, Gilmer, Green, Harrison, Hunt, Johnson, Jones, Kyle, Laidley, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Magruder, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Reid, Riddick, Rives, Robinson, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Tate, Tredway, Tyler, Walker, Ward, Williams, Woolfolk, Wootten, Worsham and Wright—65.

Ordered, that Mr. RIVES carry the same to the senate, and request their concurrence.

Mr. BUFORD submitted the following resolution; and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 36, noes 30.

Resolved, that with the concurrence of the senate, a joint committee be appointed, to consist of three on the part of the senate and five on the part of the house, to prepare, and have published at an early day, an address to the people of Virginia, advising them of such recent legislation on military questions as is proper to be made public, invoking the patient, persevering and united action of all in sustaining the state and confederate governments in this crisis; expressing the undiminished confidence of this general assembly in the ultimate triumph of our cause, and assuring the public mind of the unalterable purpose of both the state and confederate governments,

to wage this contest for independence upon Virginia soil, under all circumstances, until victory shall crown our efforts.

On motion of Mr. BUFORD, the vote was recorded as follows :

**AYES**—Messrs. Baskervill, Blue, Booton, Buford, Carpenter, Clarke, Dabney, Daniel, J. D. Davis, Dice, Eggleston, Evans, Fletcher, Franklin, Gatewood, Gilmer, Green, Harrison, Hopkins, Johnson, McCamant, McLaughlin, Montague, Newton, Orgain, Payne, Pitman, Riddick, Rives, Small, Sherrard, F. G. Taylor, Thrash, Ward, Woolfolk and Worsham—36.

**NOES**—Messrs. Sheffey (speaker), Bass, Bayse, Bouldin, Bradford, Burks, Collier, Crockett, R. J. Davis, Edmunds, Flood, Grattan, Kyle, Laidley, A. W. McDonald, I. E. McDonald, Magruder, R. E. Nelson, W. G. T. Nelson, Reid, Rutherford, P. Saunders, Shannon, Spady, Tate, Tredway, Tyler, Walker, Williams, Wootten and Wright—30.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the committee on finance be instructed to report a bill providing for raising the money necessary to defray the expenses of the troops mustered into the service of this state.

A message was received from the senate by Mr. DICKINSON, who informed the house of delegates that the senate had agreed to a resolution establishing a board of manufactures, with an amendment: in which they respectfully requested the concurrence of the house of delegates.

Subsequently, the amendment was taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

No. 8. An engrossed bill to amend and re-enact the 5th section of an act passed 29th of March 1862, entitled an act to provide a currency of a less denomination than five dollars, was read a third time and passed.

Ordered, that Mr. TATE carry the same to the senate, and request their concurrence.

No. 10. An engrossed bill to punish purchasers of property falsely representing themselves authorized to impress and purchase the same, was read a third time and passed.

Ordered, that Mr. MAGRUDER carry the same to the senate, and request their concurrence.

A joint resolution to increase the production of lead and saltpetre, was taken up.

Mr. GREEN submitted an amendment to the resolution in relation to the production of saltpetre; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, was put, and decided in the affirmative—Ayes 68.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Clarke, Crockett, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Johnson, Jones, Kyle, Lundy, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Reid, Riddick, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Tate, F. G. Taylor, Tredway, Tyler, Walker, Ward, Williams, Woodson, Woolfolk and Wootten—68.

Ordered, that Mr. BOULDIN carry the same to the senate, and request their concurrence.

No. 12. An engrossed bill to authorize the sale of the Roanoke valley rail road, was read a third time and passed—Ayes 66, noes 7.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Bayse, Blue, Booton,

Bouldin, Bradford, Buford, Carpenter, Clarke, Crockett, Dabney, Daniel, J. D. Davis, Dice, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, Grattan, Green, Hopkins, Johnson, Jones, Kyle, Laidley, Lynn, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Magruder, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Pitman, Reid, Rives, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Tate, F. G. Taylor, Tredway, Tyler, Walker, Ward, Williams, Woolfolk, Wooten, Worsham and Wright—66.

NOES—Messrs. Burks, R. J. Davis, Gilmer, Harrison, Hunt, Riddick and Spady—7.

Ordered, that Mr. BASKERVILL carry the same to the senate, and request their concurrence.

On motion of Mr. NEWTON, the rule was suspended, with a view to reconsider the vote by which the house adopted the resolution in relation to the preparation of an address to the people of the commonwealth.

Mr. NEWTON moved to lay the resolution upon the table. Pending the consideration of which,

On motion of Mr. WALKER, the chair was vacated until 8 o'clock P. M.

#### ————— EVENING SESSION.

The question being on agreeing to the motion to lay on the table, the resolution heretofore agreed to by the house, submitted by Mr. BUFORD, was put, and decided in the affirmative.

A message was received from the senate by Mr. HART, who informed the house of delegates that the senate had passed house bills entitled:

An act to re-establish an inspection of tobacco at the Farmville warehouse in the town of Farmville, No. 7.

An act to authorize the sale of the Roanoke valley rail road, No. 12.

And that they had agreed to a joint resolution in relation to the destruction of canceled coupon bonds.

Mr. HUNTER, from a special committee, presented the following report; which was taken up:

The joint committee of the two houses, to whom was referred the subject of supplying the existing vacancies in the general assembly, have had the same under consideration, and respectfully report, for the action of each house, the two following resolutions, to wit:

That each house do proceed on to-morrow, the 15th instant, to fill the vacancies in said houses, according to the ordinance of the convention, passed on the 4th day of December 1861.

That each member, as his name is called, shall vote, at the same time, for the whole number required to fill the existing vacancies, by sending to the clerk a ticket containing the names of the persons voted for, opposite their respective counties or election districts; and whenever any person shall have received a majority of the votes cast, he shall be declared duly elected.

A. HUNTER,  
Ch'n House Committee.

May 15, 1862.

The question being on agreeing to the report and resolutions, Mr. RIVES moved the indefinite postponement of the subject; and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 39, noes 30.

On motion of Mr. RIVES, the vote was recorded as follows:

AYES—Messrs. Sheffey (speaker), Bass, Bayse, Booton, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Franklin, Gilmer, Gordon, Grattan, Harrison, Lynn, Mallory, Minor, Montague, W. G. T. Nelson, Prince, Reid, Rives, P. Saunders, Tate, Thrash, Tredway, Tyler, Walker, Williams, Woolfolk, Worsham and Wright—39.

NOES—Messrs. Blue, Burks, Cazenove, Forbes, Gatewood, Green, Hunter, Hunt, Johnson, Jones, Kyle, Lundy, Magruder, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Orgain, Payne, Pitman, Riddick, Robertson, Ratherford, Shannon, Small, Sherrard, Steger, Vermillion and Woodson—30.

A message was received from the senate by Mr. HART, who informed the house of delegates that the senate had passed the following house bills:

No. 10. An act to punish purchasers of property falsely representing themselves authorized to impress or purchase the same.

No. 11. An act fixing the compensation of the clerks of the senate and house of delegates during the extra session.

No. 15. An act authorizing insurance companies to change their place of business.

No. 17. An act amending the 19th section of chapter 14 of the Code, concerning salaries.

And had agreed to the amendment proposed by the house of delegates to a joint resolution to increase the production of lead and saltpetre, with an amendment.

In which they requested the concurrence of the house of delegates.

On motion of Mr. ORGAIN,

Resolved, that leave be given to withdraw from the files of this house, the petition of Messrs. William M. Burwell and others, upon the subject of manufactures in this state, and that the same be referred to the board of manufactures.

No. 16. An engrossed bill to organize the militia force of Virginia between the ages of 35 and 45, was taken up, read a third time and passed—ayes 72.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskerville, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Cazenove, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fletcher, Flood, Forbes, Garrison, Gatewood, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Hunt, Johnson, Jones, Kyle, Laidley, Lundy, Magruder, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Minor, Montague, R. E. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, Shannon, Small, Sherrard, Steger, R. F. Taylor, Thrash, Tredway, Tyler, Vermillion, Walker, Williams, Woolfolk and Worsham—72.

Ordered, that Mr. ANDERSON carry the same to the senate, and request their concurrence.

No. 18. A senate bill entitled an act to amend and re-enact the first section of an act entitled an act to authorize the organization of ten or more companies of rangers, passed February 27, 1862, was taken up and read a third time; and the question being—Shall the bill pass?

On motion of Mr. HARRISON, the house adjourned until to-morrow, 10 o'clock.

THURSDAY, MAY 15, 1862.

The amendment proposed by the senate to the amendment proposed by the house of delegates to the resolution from the senate to increase the production of lead and saltpetre, was taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

Mr. BAYSE submitted the following resolution :

Be it resolved by the general assembly, that the auditor of public accounts be and he is hereby authorized, in such cases as he may be satisfied there has been no neglect of duty, to grant to commissioners of the revenue such extension of the times prescribed by law for the examination and return of the land and property books, as he may deem just to the commissioners of the revenue, and not inconsistent with the public interest : and in cases of peculiar difficulty in the execution of their duties, the auditor, with the consent and approval of the governor, shall forbear to institute legal proceedings against commissioners of the revenue for failure to comply with the requirements of law.

And the question being on agreeing thereto, was put, and decided in the affirmative.

Ordered, that Mr. BAYSE carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had concurred in the resolution.

Mr. REID submitted the following resolution :

Resolved, that when this house adjourns on Friday, it will, with the consent of the senate, adjourn to meet on the first Monday in December next ; which being objected to, was laid over under the rule.

Mr. REID moved a suspension of the rule, with the view of considering the resolution ; and the question being on agreeing thereto, Mr. HUNTER moved to lay the pending resolution on the table ; and the question being on agreeing thereto, was put, and decided in the affirmative.

A message was received from the senate by Mr. COLLIER, who informed the house of delegates that the senate had passed a bill entitled an act to authorize the governor of Virginia to co-operate with the confederate government in and about the defences of Richmond and Petersburg, No. 24 : in which they respectfully requested the concurrence of the house of delegates.

Subsequently, the bill was read a first and second times, and on motion of Mr. RIVES, read a third time and passed—Ayes 76.

AYES—Messrs. Sheffey (speaker), Baker, Baskervill, Bass, Bayse, Booton, Bouldin, Bradford, Buford, Carpenter, Cazenove, Cecil, Crockett, Dabney, Daniel, J. D. Davis, E. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, Johnson, Kyle, Laidley, Lundy, Lynn, Magruder, Mallory, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid,

Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, Shannon, Small, Sherrard, Spady, Tate, Thrash, Tredway, Tyler, Vermillion, Walker, Ward, Williams, Woodson, Woolfolk, Worsham and Wright—76.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate insisted upon their amendments (disagreed to by the house) to house bill entitled an act to authorize a force of ten thousand men to be raised for the defence of the commonwealth, No. 13; and that they asked a committee of conference.

The resolution of the senate was concurred in.

Ordered, that Mr. EDMUNDS inform the senate thereof.

The SPEAKER announced the following committee on the part of the house: Messrs. Anderson, Edmunds, Burks, McCamant and Steger.

Subsequently, Mr. ANDERSON, from the committee of conference, presented the following report; which was concurred in:

The committee of conference on the disagreeing votes of the two houses on the act to authorize a force of ten thousand men to be raised for the defence of the commonwealth, recommend that the senate recede from its amendments to which the house disagreed, and that the two houses adopt the following as an independent section:

“The governor may authorize such portion of the said ten thousand men, as he may deem proper, to be raised for service in particular sections of the state, or for co-operation with particular departments of the confederate army, so long as they may be needed in such district, and for this purpose may confer special authority on such number of officers as he may deem expedient, who, when the requisite number of men are raised, shall be commissioned by him; but the troops thus raised shall at all times be subject to the orders of the governor, and may, whenever in his opinion it is proper, be ordered for service to any portion of the commonwealth.”

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BASS submitted the following preamble and resolutions; and the question being on agreeing thereto, was put, and decided in the affirmative:

Whereas the penitentiary of Virginia has for many years been a charge upon the treasury of Virginia: and whereas it is probable that by a change in the laws regulating the said penitentiary, it may be made self-supporting; and it is believed by many that it would, under proper management, be a source of revenue: and whereas past experience has shown that committees appointed by the legislature to examine the penitentiary (in the nature of the case) cannot spare the time from other representative duties to investigate the whole subject, so as to recommend such reforms or improvements as might be the result of a thorough investigation into all the details of the laws regulating the institution; and more especially into the manner and details of all the various mechanical and other operations of the convicts; the mode of purchasing and otherwise obtaining supplies

of raw material, provisions, &c.; and furthermore, the accommodations of the convicts, the necessity or not of enlarging the buildings and work shops, and of providing proper safeguards to prevent attempts to escape, or mutiny among the convicts: Therefore,

Be it resolved by the general assembly of Virginia, that the governor be empowered, at such time as in his discretion may seem proper, to appoint a commission of three discreet persons, whose duty it shall be to investigate the entire subject of the penitentiary in its details; the laws regulating the same; its interior management; mode of obtaining supplies; and any and every thing connected with the penitentiary system, which, in their judgments, may conduce to the prosperity of the institution, and report to the next meeting of the legislature.

Ordered, that Mr. BASS carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate that they had agreed to the resolution.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had agreed to a joint resolution to communicate the resolution as to the defences of the city, to the governor and to the mayor of Richmond; to a resolution removing the injunction of secrecy from the proceedings in reference to the proceedings in relation to the defence of the capital; and that they had passed a resolution for the destruction of certain coupon bonds: in which last resolution they asked the concurrence of the house of delegates.

Subsequently, the resolution was taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. MALLORY,

Resolved, that a select committee be appointed to report what change, if any, is necessary in the impressment laws of the commonwealth.

The SPEAKER announced the following committee under the resolution: Messrs. Mallory, Hunter, Green, Magruder and Newton.

Mr. TREDWAY submitted the following resolution; which, on motion, was laid on the table:

Resolved, that when this general assembly adjourns, it will adjourn to meet the first Monday of December next, unless convened at an earlier day by the governor.

Mr. DAVIS, from the committee on finance, to whom had been referred a senate bill entitled an act authorizing a change of licenses, No. 16, reported the same without amendment.

Subsequently, on motion of Mr. DAVIS, the bill was read a third time and passed.

Ordered, that the clerk inform the senate thereof.

No. 18. A senate bill entitled an act to amend and re-enact the first section of an act entitled an act to authorize the organization of ten or more companies of rangers, passed February 27th, 1862, being the unfinished business of yesterday, was taken up, and on motion, laid on the table.

On motion of Mr. BUFORD,

Resolved, that the secretary of the commonwealth be authorized to cause unbound copies of all acts and resolutions of the general assembly, passed at the session of 1861-2, to be circulated as prescribed by law, if circumstances shall prevent the distribution of bound copies of the same at an early day; and that he take the same course in relation to acts and resolutions of the present session.

Ordered, that Mr. BUFORD carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ALDERSON, who informed the house of delegates that the senate had agreed to the resolution.

A message was received from the senate by Mr. ALDERSON, who informed the house of delegates that sundry enrolled bills had been signed by the president of the senate, and were communicated for further signature.

A message was received from the senate by Mr. FRAZIER, who informed the house of delegates that the senate had passed house bill No. 8, entitled an act to amend and re-enact the 5th section of an act passed 29th March 1862, entitled an act to provide a currency of notes of less denominations than five dollars.

On motion of Mr. ROBERTSON,

Resolved, that a special committee be raised to consider the expediency of appropriating a sum of money in aid, if necessary, of the national and temporary maintenance of persons who may be unable to withdraw from the threatened bombardment of the city of Richmond.

The SPEAKER announced the following committee under the resolution: Messrs. Robertson, Bouldin and Hunter.

Mr. ROBERTSON, from the committee, presented the following bill:

No. 12. A bill, making an appropriation in a certain contingency for the protection of certain inhabitants of the city of Richmond; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was taken up and read a third time.

Mr. ROBERTSON submitted a rider to the bill; which was read a first and second times, and ordered to be engrossed and read a third time.

The bill was then read a third time and passed—Ayes 78, no 1.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baker, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Carter, Cazenove, Cecil, Clarke, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hunter, Hunt, Jones, Kyle, Laidley, Lundy, Magruder, McCamant, A. W. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Richardson, Riddick, Ryves, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Shepard, Spady, Steger, Tate, Thrash, Tredway, Tyler, Vermillion, Walker, Ward, Williams, Woodson, Woolfolk, Worsham and Wynne—78.

No—Mr. Franklin—1.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.



The following report of a special committee was taken up and concurred in :

The special committee, to whom was referred the resolution having for its object to instruct the senators and to request the representatives in the confederate congress to use their best endeavors to procure the passage of such laws as may be necessary to carry into execution the ordinances of the convention of Virginia, passed on the 17th and 30th of April 1861, &c., have had that subject under consideration, and respectfully report their recommendation that said resolution be not passed.

An adverse report from the committee for courts of justice upon a senate resolution providing for the litigation of the validity of the sequestration laws of the confederate government, was taken up and concurred in.

An adverse report from the committee for courts of justice upon a resolution instructing them to enquire into the expediency of amending the election laws, was taken up and concurred in.

An adverse report from the committee for courts of justice upon a communication from the governor with regard to the penitentiary, was taken up and concurred in.

An adverse report of the committee on finance to a resolution in regard to modifying the license laws of last session, was taken up, and on motion, laid on the table.

On motion of Mr. WOODSON, the resolution submitted by Mr. TREDWAY in reference to an adjournment of the general assembly, was taken up; and the question being—Shall the resolution pass? was put, and decided in the negative—Ayes 37, noes 39.

On motion of Mr. SAUNDERS of Campbell, the vote was recorded as follows :

AYES—Messrs. Baker, Baskerville, Blitt, Bradford, Buford, Carpenter, Carter, Crockett, Custis, Dice, Edmunds, Evans, Flood, Grattan, Hopkins, Hunter, Hunt, Johnson, Lynn, Magruder, I. E. McDonald, McLaughlin, Miner, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Riddick, Rutherford, Small, Sherrard, Spady, Tredway, Tyler, Ward and Wynne—37.

NOES—Messrs. Sheffey (speaker), Bass, Bayse, Booton, Cazenove, Cecil, Clarke, Dabney, J. D. Davis, R. J. Davis, Eggleston, Fletcher, Garrison, Gatewood, Gilmer, Gordon, Green, Harrison, Kyle, Mallory, A. W. McDonald, Orgain, Pitman, Prince, Reid, Eives, Robertson, P. Saunders, R. C. Saunders, Shannon, Tate, Thrash, Vermillion, Walker, Williams, Woodson, Woolfolk, Worsham and Wright—39.

Mr. BURKS, from the committee for courts of justice, presented the following bill :

No. 19. A bill to amend the 81st section of the act entitled an act to amend the charter of the city of Richmond, passed March 18, 1861; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

Mr. BOULDIN, from the special joint committee under the following resolutions, adopted May 14, 1862 :

Resolved by the general assembly of Virginia, that the general

sembly hereby express its desire that the capital of the state be defended to the last extremity, if such defence is in accordance with the views of the president of the Confederate States; and that the president be assured that whatever destruction and loss of property of the state or individuals shall thereby result, will be cheerfully submitted to:

Resolved, that a committee of two on the part of the senate and three on the part of the house, be appointed to communicate the adoption of the foregoing resolution to the president—  
Presented the following report:

The joint committee appointed by the two houses to communicate to the president of the Confederate States the joint resolutions of the general assembly in relation to the defence of the city of Richmond, have discharged the duty confided to them, and respectfully report, that their interview with the president was in the highest degree satisfactory, and his views, as communicated with entire frankness to the committee, were well calculated to inspire them with confidence, and to reassure the public mind.

After reading the resolutions, he desired us to say to the general assembly that he had received the communication of these resolutions with feelings of lively gratification, and instructed us to assure both houses that it would be the effort of his life to defend the soil of Virginia and to cover her capital.

He further stated, that he had never entertained a thought of withdrawing the army from Virginia and abandoning the state: that if, in the course of events, the capital should fall—the necessity of which he did not see or anticipate—that would be no reason for withdrawing the army from Virginia. The war could still be successfully maintained on Virginia soil for twenty years.

All which is respectfully submitted.

JOHN ROBERTSON,  
*Ch'n Senate Committee.*  
WOOD BOULDIN,  
*Ch'n House Committee.*

Which was laid upon the table; and together with the resolutions, ordered to be printed.

On motion of Mr. EDMUNDS, the chair was vacated until 8 o'clock P. M.

#### EVENING SESSION.

A message was received from the senate by Mr. NASH, who informed the house of delegates that the senate had agreed to the report of the committee of conference on the disagreeing votes of the two houses on the act to authorize a force of ten thousand men to be raised for the defence of the commonwealth, and had passed without amendment the following house bills:

No. 18. An act making an appropriation in a certain contingency for the protection of certain inhabitants of the city of Richmond.

No. 19. An act to amend the 81st section of an act entitled an act to amend the charter of the city of Richmond, passed March 18th, 1861.

No. 18. A senate bill entitled an act to amend and re-enact the first section of an act entitled an act to authorize the organization of ten or more companies of rangers, passed February 27th, 1862, was taken up, on motion of Mr. ANDERSON, read a third time, and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 40, noes 28:

AYES—Messrs. J. T. Anderson, Bass, Blue, Barks, Carpenter, Clarke, J. D. Davis, Edmunds, Eggleston, Fletcher, Flood, Franklin, Gatewood, Grattan, Green, Hopkins, Johnson, Kyle, Lundy, Lynn, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, Magruder, McLaughlin, Minor, Montague, Newton, Orgain, Pitman, Rives, Rutherford, Shannon, Sherrard, Thrash, Vermillion, Woodson and Wright—40.

NOES—Messrs. Sheffey (speaker), Bayse, Booton, Buford, Cecil, Crockett, Dabney, R. J. Davis, Dice, Gilmer, Gordon, Harrison, Hunter, Hunt, Laidley, R. E. Nelson, W. G. T. Nelson, Payne, Prince, Reid, Robertson, Spady, Steger, Tate, Tredway, Tyler, Walker and Williams—28.

Resolved, that the bill be rejected.

A message was received from the senate by Mr. BALL, who informed the house of delegates that the senate had agreed to the following resolutions: in which they request the concurrence of the house of delegates:

Resolution to enlarge the committee on the condition of the country.

Joint resolution concerning an address to the people and our soldiers.

Mr. BOOTON submitted the following:

Whereas the president of the Confederate States has, by proclamation, requested the people of these states to assemble at the various places of public worship to-morrow, and pray Almighty God to bless our arms with success and our beloved land with peace and prosperity again: Therefore,

Be it resolved, that when this house adjourns to-night, it will adjourn to meet to-morrow morning at 9 o'clock.

No. 10. A senate bill entitled an act providing payment for horses taken in the service of the state, heretofore committed to the committee on military affairs, was taken up, on motion of Mr. CAZENOVE, and the order of commitment rescinded.

The bill was then read a third time; and the question being—Shall the bill pass? the roll was called, with the following result—Ayes 62, noes 16:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bass, Blue, Booton, Boul-din, Bradford, Buford, Burks, Carpenter, Cazenove, H. N. Coleman, Dabney, R. J. Davis, Dice, Eggleston, Evans, Ewing, Flood, Franklin, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, Jones, Kyle, Laidley, Lundy, Lynn, Magruder, Mathews, McCamant, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Prince, Reid, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Steger, Thrash, Tredway, Tyler, Walker, Williams, Woodson and Wright—62.

NOES—Messrs. Bayse, Cecil, Clarke, Crockett, Edmunds, Fletcher, Gatewood, Harrison, Johnson, Mallory, I. E. McDonald, Minor, Pitman, Vermillion and Worsham—16.

Resolved, that the bill be rejected.

Mr. MALLORY, from a special committee, presented the following resolution :

Resolved by the general assembly, that in the judgment of this general assembly, the officers of the Confederate States and of this state having charge of the subject, should, when the public interests demand it, impress the horses used for pleasure in the counties, cities and towns of the commonwealth, rather than the horses and mules of the farmers in the country employed in the cultivation of crops not only necessary for their own support, but indispensable for the army.

Mr. TREDWAY moved to lay the resolution on the table; and the question being on agreeing thereto, was put, and decided in the negative.

On motion of Mr. TREDWAY, the vote was recorded as follows :

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Cazénove, Cecil, Crockett, R. J. Davis, Flood, Gilmer, Harrison, Jones, Newton, Orgain, Reid, Rutherford, P. Saunders, Steger, Tate, Tredway and Tyler—20.

NOES—Messrs. Bayse, Blue, Booton, Bouldin, Buford, Burks, Carpenter, Clarke, Dabney, J. D. Davis, Dice, Edmunds, Eggleston, Ewing, Fletcher, Franklin, Gatewood, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, Johnson, Kyle, Laidley, Lundy, Lynn, Magruder, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Payne, Pitman, Prince, Rives, Robertson, R. C. Saunders, Shannon, Sherrard, Spady, Thrash, Vermillion, Walker, Williams, Woodson and Worsham—54.

The question recurring on agreeing to the resolution, Mr. GRATTAN demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative.

Ordered, that Mr. MALLORY carry the same to the senate, and request their concurrence.

On motion of Mr. GRATTAN, the house adjourned until to-morrow, 9 o'clock.

## FRIDAY, MAY 16, 1862.

A message from the senate, by their clerk, was read as follows :

IN SENATE, May 15, 1862.

The senate have agreed to the joint resolution in relation to impressments, with amendments :

In which they respectfully request the concurrence of the house of delegates.

The resolution was taken up, and the first amendment agreed to as follows :

Insert in resolution, after the word "state," the words "legally authorized to make impressments."

The question being on agreeing to the second amendment, which is as follows: "And that said officers impress the horses rather than the mares of the owner, if the owner desire it," Mr. ANDERSON of Botetourt moved the indefinite postponement of the resolution and

amendment. Pending the consideration of which, the resolution and amendment were laid on the table.

Mr. EDMUNDS, from a joint committee, presented a report on the subject of committees of safety.

A resolution to enlarge the committee on the condition of the country; and

A resolution concerning an address to the people and our soldiers, heretofore communicated from the senate, were taken up and concurred in.

Ordered, that the clerk inform the senate thereof.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had agreed to the report of a joint committee in relation to the appointment of committees of safety: in which they respectfully requested the concurrence of the house of delegates.

Mr. TATE submitted the following resolution; which being objected to, was laid over under the rule:

Resolved, that when this house adjourns to-day (the senate concurring), it will adjourn sine die.

On motion of Mr. ROBERTSON,

Resolved, that leave be given to bring in a bill to amend the first section of the act to provide a currency of notes of less denomination than five dollars, passed March 29, 1862.

The SPEAKER announced the following committee under the resolution: Messrs. Robertson, Davis of Campbell, and Tate.

On motion of Mr. MALLORY, the vote by which a senate bill entitled an act providing payment for horses taken in the service of the state, was reconsidered, and the bill laid on the table.

On motion of Mr. BUFORD, the chair was vacated until 8 o'clock this evening.

#### EVENING SESSION.

Mr. MONTAGUE, from the joint committee on the penitentiary, presented a report; which was ordered to be laid on the table.

The report of the joint committee in relation to the appointment of committees of safety, agreed to by the senate, and heretofore communicated from the senate, was taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

Mr. ANDERSON of Botetourt submitted the following resolutions; which being objected to, were laid over under the rule:

1. Resolved by the general assembly of Virginia, that it is the duty of every good citizen of the Confederate States to receive, in their business transactions, the notes of the Confederate States: to refuse to receive them, must depreciate and destroy their credit, and deprive the confederate government of the means of defending our liberty and independence; and such conduct cannot be too strongly denounced as most effectually affording aid and comfort to the public enemy, by destroying the means of conducting the war in our defence.

2. That every one who refuses to receive the notes of the Confederate States should be viewed as a traitor to his country and closely watched, and no loyal citizen should have any business transactions or hold any intercourse with him, and he should be treated as a public enemy.

3. Resolved, that the refusal to receive confederate notes should be an indictable offence, and punished by fine and imprisonment.

The resolution in relation to impressments, with the amendment proposed thereto by the senate, was taken up; and the question being on the indefinite postponement of the resolution and amendment, was put, and decided in the affirmative—Ayes 39, noes 32.

On motion of Mr. SAUNDERS of Campbell, the vote was recorded as follows:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Booton, Bouldin, Bradford, Buford, Cecil, H. N. Coleman, Crockett, Dabney, Edmunds, Flood, Gilmer, Gordon, Harrison, Hopkins, James, Johnson, Jones, Lundy, Mathews, Montague, Newton, Prince, Reid, Richardson, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Spady, Steger, Tate, Tredway, Tyler and Wynne—39.

NOES—Messrs. Bayse, Blue, Burks, Cazenove, Clarke, E. J. Davis, Dice, Eggleston, Fletcher, Franklin, Gatewood, Grattan, Green, Hunter, Hunt, Kyle, Lockridge, Magruder, Mallory, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, W. G. T. Nelson, Pitman, Shannon, Sherrard, Thrash, Vermillion, Williams, Woodson and Worsham—32.

Mr. ROBERTSON, from a special committee, presented the following bill:

No. 22. A bill to amend and re-enact the 1st section of the act passed March 29, 1862, entitled an act to provide a currency of notes of less denomination than five dollars; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

On motion of Mr. ROBERTSON,

Resolved, that leave be given to bring in a bill to amend the 1st section of an act entitled an act to amend and re-enact the 63d ordinance of the convention authorizing banks to change their places of business, passed March 31, 1862.

The following committee was appointed: Messrs. Robertson, Bouldin and Bradford.

Subsequently, Mr. ROBERTSON, from the committee, presented the following bill:

No. 23. A bill to amend the 1st section of an act entitled an act to amend and re-enact the 63d ordinance of the convention authorizing banks to change their places of business, passed 31st March 1862; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

No. 10. A senate bill entitled an act providing payment for horses taken in the service of the state, was taken up, on motion of Mr. CAZENOVE, read a third time and passed—Ayes 68, noes 5.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Cazenove, Clarke, H. N. Coleman, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Eggleston, Flood, Franklin, Gatewood, Gilmer, Gordon, Grattan, Green, Hopkins, Hunter, Hunt, James, Jones, Kyle, Laidley, Lockridge, Lundy, Magruder, Mallory, Mathews, A. W. McDonald, McLaughlin, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Spady, Steger, Thrash, Tredway, Tyler, Vermillion, Williams, Woodson and Wynne—68.

**NOES**—Messrs. Cecil, Crockett, Fletcher, Harrison and I. E. McDonald—5.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. DAVIS of Campbell,

Resolved, that the committee for courts of justice enquire and report what legislation is necessary as to the seat of government in consequence of the possibility of the occupation of the capital by the public enemy.

Subsequently, Mr. RUTHERFOORD, from the committee for courts of justice, presented the following bill:

No. 24. A bill authorizing a temporary change in the seat of government in a certain contingency; which was read a first and second times, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. RUTHERFOORD carry the same to the senate, and request their concurrence.

Mr. REID, from the committee on finance, presented the following bill:

No. 21. A bill prescribing the mode of obtaining judgment against defaulting collectors of taxes and other public dues; which was read a first time, and two-thirds concurring, read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

On motion of Mr. REID, the following resolution, heretofore submitted, was taken up:

Resolved, that when this house adjourns on the 17th instant (the senate concurring), it will adjourn to meet on the first Monday in December next.

Mr. WOODSON submitted the following amendment to the resolution:

Resolved, that when the general assembly adjourns, it will adjourn to meet on the first Monday in December next; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution as amended, was put, and decided in the affirmative—Ayes 40, noes 38.

On motion of Mr. WOODSON, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Blue, Bouldin, Bradford, Cazenove, H. N. Coleman, Crockett, Daniel, Dice, Edmunds, Flood, Franklin, Gordon, Grattan, Hopkins, Hunter, James, Johnson, Jones, Laidley, Magruder, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Payne, Pitman, Reid, Robinson, Rutherford, Small, Sherrard, Tredway, Tyler and Wynne—40.

**NOES**—Messrs. Bass, Bayse, Booton, Buford, Burks, Carpenter, Cecil, Clarke, Dabney, R. J. Davis, Eggleston, Fletcher, Gatewood, Gilmer, Green, Harrison, Hunt, Kyle, Lockridge, Lundy, Mallory, Mathews, A. W. McDonald, Orgain, Prince, Richardson, Rives, Robertson, P. Saunders, R. C. Saunders, Shannon, Spady, Steger, Tate, Thrash, Vermillion, Williams and Woodson—38.

Ordered, that Mr. REID carry the same to the senate, and request their concurrence.

Mr. HARRISON submitted the following resolution :

Resolved by the senate and house of delegates, that the general assembly will adjourn on Saturday the 17th instant; and the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 41, noes 34.

On motion of Mr. HARRISON, the vote was recorded as follows :

**AYES**—Messrs. Booton, Burks, Cazenove, Cecil, Clarke, Crockett, Daniel, Dice, Edmunds, Fletcher, Flood, Franklin, Gatewood, Gordon, Harrison, Hunter, Hunt, Kyle, Laidley, Lockridge, Lundy, Magruder, Mallory, Mathews, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Prince, Reid, Richardson, Rives, Rutherford, Shannon, Spady, Tate, Thrash, Tredway, Tyler and Vermillion—41.

**NOES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Blue, Bouldin, Bradford, Buford, Carpenter, H. N. Coleman, Dabney, J. D. Davis, R. J. Davis, Eggleston, Gilmer, Grattan, Green, Hopkins, James, Johnson, Jones, A. W. McDonald, I. E. McDonald, McLaughlin, Payne, Pitman, Robinson, P. Saunders, R. C. Saunders, Small, Sherrard, Steger, Williams, Woodson and Wynne—34.

On motion of Mr. BOOTON, leave of absence was given him for the remainder of the session.

On motion of Mr. DABNEY, leave of absence was given him for the remainder of the session.

On motion of Mr. HOPKINS,

Resolved, that when the house adjourns, it will adjourn to meet on to-morrow at 10 o'clock.

On motion of Mr. HUNTER, the house adjourned.

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## SATURDAY, MAY 17, 1862.

A communication from the senate, by their clerk, was read as follows :

IN SENATE, May 16, 1862.

The senate have passed bills entitled :

An act to amend the first section of an act entitled an act to amend and re-enact the 63d ordinance of the convention authorizing banks to change their places of business, passed 31st March 1862, No. 23.

An act to amend and re-enact the 1st section of the act passed March 29th, 1862, entitled an act to provide a currency of notes of less denomination than five dollars.

Mr. HUNTT, from the committee on enrolled bills, reported that the committee had examined sundry such bills, and finding them correctly enrolled, they are reported for further examination.

On motion of Mr. GRATTAN,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of providing by law for the registration and preservation of evidences of debt due by the commonwealth to individuals and corporations, from circumstances arising out of the war.



On motion of Mr. STEGER,

Resolved, that the committee for courts of justice enquire into the expediency of providing by law for the cases in which the office of a member of the general assembly shall be declared vacant.

Subsequently, Mr. RUTHERFOORD, from the committee, presented an adverse report to the resolution.

A message was received from the senate by Mr. THOMAS, who informed the house of delegates that sundry enrolled bills had been examined by that body, and being found correctly enrolled, were signed by the presiding officer, and were communicated for further signature.

Mr. HARRISON submitted the following resolution; which being objected to, was laid over under the rule:

Whereas the legislature having transacted all the business before it, and made provision to meet the present emergency, the longer continuance of the session can promote no public interest: Therefore,

Resolved, that the general assembly will adjourn this day at 1 o'clock.

On motion of Mr. MAGRUDER,

Resolved, that it be referred to a special committee to enquire into the expediency of reporting a bill placing fast days designated by the president of the Confederate States, on the same footing with regard to bills, notes, &c. as 1st January and 4th of July.

The SPEAKER announced the following committee under the resolution: Messrs. Magruder, Tredway, Hunter, Anderson of Botetourt, and Reid.

On motion of Mr. HARRISON, the following resolution was taken up:

Resolved by the general assembly of Virginia, that it is the duty of every good citizen of the Confederate States to receive in their business transactions the notes of the Confederate States. To refuse to receive them, must depreciate and destroy their credit, and deprive the confederate government of the means of defending our liberties and independence; and such conduct cannot be too strongly denounced as most effectually affording aid and comfort to the public enemy, by destroying the means of conducting the war in our defence.

Mr. TATE moved to amend the resolution, by striking out the entire resolution, and inserting the following:

This general assembly, entertaining an abiding and unwavering confidence in the permanent success and enduring stability of the confederate government, as well as in its ability to meet all its pecuniary obligations:

Resolved, that the treasury notes of the Confederate States constitute a sound and safe currency, and that it is the patriotic duty of every citizen to receive the same in all business transactions.

Mr. HUNTER submitted the following amendment to the amendment: "and that the refusal by any person, not within the enemy's lines, to receive said currency, ought to be taken as just ground of suspicion against said person by the public authorities, and that the latter should act accordingly."

Pending the consideration of which,

On motion of Mr. MAGRUDER, the resolution and amendments were referred to a special committee.

The SPEAKER announced the following committee: Messrs. Anderson of Botetourt, Robertson, Saunders of Campbell, Tate, Newton, Steger, Hunter, Richardson and Magruder.

On motion of Mr. ORGAIN, •

Resolved, that the select committee just appointed enquire into the expediency of reporting a bill making it punishable by fine and imprisonment to refuse confederate notes in payment of any existing debt, or for the purchase of any article; and, in the event of such refusal, postponing the payment of said debt for \_\_\_\_\_ years, and without interest.

Subsequently, Mr. ANDERSON, from the special committee, presented the following resolutions:

1. Resolved by the general assembly of Virginia, that it is the sacred and patriotic duty of every good citizen of the Confederate States, not under duress of the enemy, to receive in his business transactions the notes of the Confederate States. To refuse to receive them, must depreciate their credit, and will tend to deprive the confederate government of the means of defending our liberty and independence; and such conduct cannot be too strongly denounced, as most effectually affording aid and comfort to the public enemy.

2. Resolved, that the confederate treasury notes should be made a legal tender in payment of debts, and that our senators and representatives in congress be requested to take the proper steps to effect that purpose.

3. Resolved, that the confederate stock should be guaranteed by the several states of the Confederacy, according to their respective federal proportions, and that the congress be requested to bring the subject to the attention of the legislatures of the several states.

The question being on agreeing to the 1st resolution, was put, and decided in the affirmative—Ayes 72.

On motion of Mr. McDONALD of Hampshire, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Bouldin, Bradford, Buford, Burks, Carpenter, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fletcher, Flood, Franklin, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Jones, Kyle, Laidley, Lockridge, Lundy, Magruder, Mallory, Mathews, McCamant, A. W. McDonald, McLaughlin, Minor, Montague, Newton, Payne, Pitman, Prince, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, Steger, Tate, F. G. Taylor, Thrash, Tredway, Vermillion, Walker, Ward, West, Williams, Woodson and Wright—72.

The question being on agreeing to the 2d resolution, Mr. BOULDIN moved to amend the resolution, by inserting after the word "debts," the following: "in all cases in which congress may have that power under the constitution of the Confederate States;" and the question being on agreeing thereto, was put, and decided in the negative.

Mr. BOULDIN moved further to amend the resolution, by inserting at the end of the resolution the following: "by an amendment of

the constitution, if necessary;" and the question being on agreeing thereto, was put, and decided in the negative.

The question being on agreeing to the 2d resolution, Mr. BUFORD moved to lay the resolution on the table; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 33, noes 39.

On motion of Mr. BUFORD, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), Bass, Bouldin, Bradford, Buford, Cecil, Clarke, Crockett, Edmunds, Fletcher, Franklin, Gilmer, Gordon, Green, Hunter, Jones, Laidley, Lundy, Mallory, A. W. McDonald, I. E. McDonald, Montague, W. G. T. Nelson, Payne, Rives, Rutherford, P. Saunders, R. C. Saunders, Spady, Thrash, Tredway, Williams and Wright—33.

**NOES**—Messrs. J. T. Anderson, Bayse, Blue, Carpenter, H. N. Coleman, Daniel, J. D. Davis, Dice, Eggleston, Flood, Garrison, Gatewood, Grattan, Harrison, Hopkins, Hunt, James, Kyle, Lockridge, Magruder, Mathews, McCamant, McLaughlin, Newton, Pitman, Riddick, Robertson, Robinson, Shannon, Small, Sherrard, Steger, Tate, F. G. Taylor, Vermillion, Ward, West, Woodson and Worsham—39.

The question recurring on agreeing to the resolution, was put, and decided in the affirmative—Ayes 41, noes 24.

On motion of Mr. ANDERSON of Botetourt, the vote was recorded as follows:

**AYES**—Messrs. J. T. Anderson, Bayse, Blue, Buford, Carpenter, H. N. Coleman, Daniel, J. D. Davis, Dice, Eggleston, Flood, Franklin, Garrison, Gatewood, Grattan, Green, Harrison, Hopkins, Hunter, James, Johnson, Kyle, Lockridge, Magruder, McCamant, Minor, Montague, Newton, Pitman, Prince, Robertson, Shannon, Steger, Tate, F. G. Taylor, Vermillion, Ward, West, Williams, Worsham and Wright—41.

**NOES**—Messrs. Sheffey (speaker), Bass, Bouldin, Bradford, Burks, Cazenove, Cecil, Clarke, Crockett, Edmunds, Fletcher, Gilmer, Gordon, Jones, Laidley, A. W. McDonald, I. E. McDonald, W. G. T. Nelson, Payne, Rutherford, P. Saunders, R. C. Saunders, Thrash and Tredway—24.

The 3d resolution was then agreed to.

Ordered, that Mr. ANDERSON of Botetourt carry the resolutions to the senate, and request their concurrence.

A message was received from the senate by Mr. BRANCH, who informed the house of delegates that the senate had agreed to a resolution to provide for the care and comfort of the inmates of the lunatic asylum at Williamsburg: in which they requested the concurrence of the house of delegates.

The resolution was subsequently taken up and agreed to.

Ordered, that the clerk inform the senate thereof.

A message was received from the senate by Mr. BRANNON, who informed the house of delegates that the senate had agreed to a resolution directing the second auditor to issue a warrant to L. D. Haymond: in which they requested the concurrence of the house of delegates.

The resolution was subsequently taken up and agreed to—Ayes 69.

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Bouldin, Bradford, Buford, Burks, Cecil, Clarke, H. N. Coleman, Crockett, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fletcher, Franklin, Garrison, Gatewood, Gilmer, Gordon, Harrison, Hopkins, Hunter, Hunt, James, Johnson, Jones, Kyle, Laidley, Lockridge, Lundy, Magruder, Mallory, Mathews, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, Newton, Payne, Pitman, Prince, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Steger, Tate, F. G. Taylor, Thrash, Tredway, Vermillion, Walker, Ward, West, Williams, Woodson, Wootten and Wright—69.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. CAZENOVE,

Resolved, that the committee for courts of justice enquire whether the general assembly possesses the power to submit again to the people, for ratification or rejection, the constitution and schedule recently voted upon by them; and if the committee shall decide in favor of the power, that they further enquire into the expediency of so submitting them, and report at the adjourned session of this general assembly, if the same should be held.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that leave be given to the committee on military affairs to bring in a bill to amend the first section of the act entitled an act to authorize a force of ten thousand men to be raised for the defence of the commonwealth, passed May 15, 1862.

Mr. ANDERSON, from the committee, presented the following bill:

No. 25. A bill amending and re-enacting the first section of an act passed 15th May 1862, entitled an act to authorize a force of ten thousand men to be raised for the defence of the commonwealth; which was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, was read a third time and passed.

Ordered, that Mr. ANDERSON of Botetourt carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. NASH, who informed the house of delegates that the senate had passed house bill No. 25, entitled an act amending and re-enacting the first section of an act passed 15th May 1862, entitled an act to authorize a force of ten thousand men to be raised for the defence of the commonwealth.

A message was received from the senate by Mr. DICKINSON of Prince Edward, who informed the house of delegates that the senate had passed with an amendment bill No. 24, entitled an act authorizing a temporary change in the seat of government in a certain contingency: in which they requested the concurrence of the house of delegates.

Subsequently, the amendment was concurred in.

Ordered, that the clerk inform the senate thereof.

On motion of Mr. GRATTAN,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of providing by law for the registration and preservation of evidences of debt due by the commonwealth to individuals and corporations, from circumstances arising out of the war.

Subsequently, Mr. RUTHERFOORD, from the committee for courts of justice, presented an adverse report to the resolution.

On motion of Mr. WORSHAM,

Resolved, that the committee for courts of justice be instructed to enquire into the expediency of providing by law for protecting the interests of the owners of slaves hired out in districts occupied by the public enemy, or threatened with such occupation.

Subsequently, Mr. RUTHERFOORD, from the committee, presented an adverse report to the resolution.

Mr. RICHARDSON submitted the following resolution ; which being objected to, was laid over under the rule :

Resolved, that this house, by virtue of the ordinance of the Virginia convention for that purpose, has the power to fill vacancies therein, which cannot be supplied in the usual mode by reason of the presence of the public enemy.

Resolved further, that this house will proceed, on the day of May 1862, to fill the vacancies in this house, which cannot be filled by regular elections in the respective election districts, by reason of the presence of the public enemy, and that in making said election, candidates for election shall be voted for, for each separate election district, in the order in which the house may determine ; and when there are two or more candidates for any election district, a majority of all the votes cast shall be necessary to an election.

On motion of Mr. PRINCE,

Resolved, that the committee for courts of justice enquire into the expediency of so amending section 13, chapter 53 of the Code of 1860, as to permit tenants for life to carry slaves out of the state, without a forfeiture of their interest.

Subsequently, Mr. RUTHERFOORD, from the committee, presented the following bill :

No. 27. A bill to amend and re-enact section 7, chapter 103 of the Code ; which was read a first and second times, and ordered to be engrossed and read a third time ; and two-thirds concurring (being forthwith engrossed), was read a third time and passed.

Ordered, that Mr. PRINCE carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. NASH, who informed the house of delegates that the senate had passed the bill.

A message was received from the senate by Mr. DICKINSON of Prince Edward, who informed the house that the senate had agreed to a resolution from the house as to the adjournment of the general assembly, with an amendment : in which they asked the concurrence of the house of delegates.

The amendment was agreed to.

The resolution provides for the meeting of the general assembly on the 1st Monday in December next, unless sooner convened by the governor.

Mr. CARPENTER moved an adjournment ; and the question being on agreeing thereto, was put, and decided in the negative—Ayes 27, noes 37.

On motion of Mr. CARPENTER, the vote was recorded as follows :

AYES—Messrs. Bayse, Bluc, Bouldin, Bradford, Buford, Carpenter, R. J. Davis, Franklin, Gatewood, Grattan, Green, James, Johnson, Jones, A. W. McDonald, I. E. McDonald, Newton, Payne, Pitman, Prince, R. C. Saunders, Sherrard, Thrash, Ward, Williams, Wooten and Wright—27.

NOES—Messrs. Shaffey (speaker), J. T. Anderson, Bass, Burks, Cazenove, Cecil, Clarke, H. N. Coleman, Crockett, Daniel, J. D. Davis, Dice, Edmunds, Eggleston, Fletcher, Flood, Gilmer, Gordon, Harrison, Hunter, Kyle, Laidley, Magruder, McCamant, Minor, Montague, W. G. T. Nelson, Robertson, Rutherford, P. Saunders, Shannon, Steger, Tate, F. G. Taylor, Tredway, Vemillion and West—37.

On motion of Mr. EDMUNDS, the chair was vacated until 8 o'clock P. M.

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EVENING SESSION.

Mr. MAGRUDER, from a special committee, presented the following bill:

No. 26. A bill to amend the 3d, 4th and other sections of chapter 144 of the Code of Virginia (edition of 1860); which was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, was read a third time; and the question being—Shall the bill pass? was put, and decided in the negative.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to the following resolution:

Resolved, that a committee of five on the part of the senate, and seven on the part of the house, be appointed to confer in regard to the adjournment of the general assembly.

The resolution was taken up and agreed to.

The SPEAKER announced the following committee under the resolution: Messrs. Edmunds, Newton, Tate, Harrison, Blue, Minor and Bradford.

Subsequently, Mr. EDMUNDS, from the committee, presented the following report; which was concurred in:

The joint committee appointed to confer upon the subject of the adjournment of the general assembly, have had the subject under consideration, and have come to the following resolution:

Resolved, that the general assembly will adjourn at 2 o'clock P. M. on Monday the 19th instant, to meet on the 1st Monday in December, unless sooner convened by the governor.

Ordered, that Mr. EDMUNDS carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to the resolution.

No. 25. A senate bill entitled an act to reorganize boards of exemption, was taken up, on motion of Mr. CROCKETT, read a first and second times, and on his further motion, was read a third time; and the question being—Shall the bill pass? on motion, the bill was laid on the table.

Mr. WYNNE submitted the following resolution; which being objected to, was laid over under the rule:

Resolved by the general assembly, that the governor be and he is hereby authorized and requested to use such means as in his judgment may be necessary to place obstructions in the James and Appomattox rivers, or either of them, in addition to those now existing, or others being erected by the confederate government; and for the furtherance of this object, he be authorized to impress men and ma-

terials, or any thing else which may be requisite to carry this resolution into effect without delay.

Mr. HUNTER submitted the following preamble and resolution; and the question being on agreeing thereto, was put, and decided in the affirmative:

Whereas this general assembly places a high estimate upon the value of the ranger or partisan service in prosecuting the present war to a successful issue, and regards it as perfectly legitimate; and it being understood that a federal commander on the northern border of Virginia has intimated his purpose, if such service be not discontinued, to lay waste, by fire, the portions of our territory at present under his power:

Resolved by the general assembly, that in its opinion the policy of employing such rangers or partisans ought to be carried out energetically, both by the authorities of this state and of the Confederate States, and without the slightest regard to such threats.

Ordered, that Mr. HUNTER carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate by Mr. ISBELL, who informed the house of delegates that the senate had agreed to the preamble and resolution.

On motion of Mr. STEGER, leave of absence was granted him for the remainder of the session.

On motion of Mr. RUTHERFOORD,

Resolved, that when this house adjourns, it will adjourn to meet on Monday at 10 o'clock.

On motion of Mr. CAZENOVE, the house adjourned till Monday, 10 o'clock.

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### MONDAY, MAY 19, 1862.

On motion of Mr. DAVIS of Campbell,

Resolved, that a special committee, to consist of five members, be appointed by the SPEAKER, whose duty it shall be to enquire into the expediency of so amending the law as to remove the exemption from jury service, of persons above sixty years of age.

The SPEAKER announced the following committee under the resolution: Messrs. Rutherford, Edmunds, Harrison, Davis of Campbell, and Burks.

Subsequently, Mr. RUTHERFOORD, from the committee, presented the following bill:

No. 28. A bill to amend and re-enact section 1st, chapter 162 of the Code (edition of 1860); which was read a first and second times, and ordered to be engrossed and read a third time; and being forthwith engrossed, two-thirds concurring, was read a third time and passed.

Ordered, that Mr. DAVIS of Campbell carry the same to the senate, and request their concurrence.

Subsequently, a message was received from the senate that the bill had been passed by that body.

On motion of Mr. GREEN,

Resolved, that the injunction of secrecy be removed from the proceedings of the house of delegates, and that the clerk be authorized to publish, as addenda to the journal, the proceedings of the present session in secret session.

On motion of Mr. DAVIS of Campbell,

Resolved, that the clerk be directed to publish in the newspapers of the city of Richmond the act authorizing a force of ten thousand men to be raised; an act to organize a home guard; and the acts amending the 5th section of chapter 205, and 13th section of chapter 207 of the Code.

On motion of Mr. ROBERTSON,

Resolved by the general assembly, that the governor be and is hereby authorized to take such order, in conjunction with the judge of the hustings court, in respect to the care, custody and maintenance of prisoners confined in the jail of the city of Richmond, as circumstances may render expedient, and pay any necessary expenditure occasioned thereby, out of any contingent fund under his control.

Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

A message was received from the senate by Mr. DICKINSON of Prince Edward, who informed the house of delegates that the senate had agreed to the first resolution from the house of delegates in relation to confederate treasury notes; that they had disagreed to the second resolution, and that they had agreed to the third resolution, with an amendment.

The amendment was agreed to.

Ordered, that Mr. SAUNDERS of Campbell inform the senate thereof.

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had agreed to a resolution in relation to the care, custody and maintenance of prisoners confined in the jail of the city of Richmond, with an amendment: in which they requested the concurrence of the house of delegates.

The resolution was taken up, and the amendment agreed to.

Ordered, that Mr. ROBERTSON inform the senate thereof.

On motion of Mr. ROBERTSON,

Resolved, that leave be given to bring in a bill to amend the 3d section of the act entitled an act to provide a currency of notes of less denomination than five dollars, passed March 29, 1862.

The SPEAKER announced the following committee: Messrs. Robertson, Hunter and Ward.

Mr. ROBERTSON, from the committee, presented the following bill:

No. 29. A bill to amend the 3d section of an act entitled an act to provide a currency of notes of less denomination than five dollars, passed March 29, 1862; which was read a first time, and two-thirds concurring, was read a second time, and ordered to be engrossed and read a third time; and being forthwith engrossed, was read a third time and passed.



Ordered, that Mr. ROBERTSON carry the same to the senate, and request their concurrence.

• Subsequently, a message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had passed the bill.

• The SPEAKER proceeded to sign the following enrolled bills:

An act authorizing the payment of a certain coupon.

An act providing payment for horses taken in the service of the state.

An act to re-establish an inspection of tobacco at the Farmville warehouse in the town of Farmville.

An act to amend and re-enact the 5th section of an act passed March 29, 1862, entitled an act to provide a currency of less denomination than five dollars.

An act to amend and re-enact the first section of the act passed March 29, 1862, entitled an act to provide a currency of notes of a less denomination than five dollars.

An act to amend and re-enact the third section of an act passed March 29, 1862, entitled an act to provide a currency of notes of less denomination than five dollars.

An act to amend the 1st section of an act entitled an act to amend and re-enact the 63d ordinance of the convention, authorizing banks to change their places of business, passed March 31, 1862.

An act to amend the 81st section of an act entitled an act to amend the charter of the city of Richmond, passed March 18, 1861.

An act authorizing insurance companies to change their places of business.

An act providing for the execution of sentence of death in certain cases.

An act authorizing a temporary change in the seat of government in a certain contingency.

• An act declaring the standard of a cord measure.

An act fixing the compensation of the clerks of the senate and house of delegates during the extra session.

An act to punish purchasers of property falsely representing themselves authorized to impress or purchase the same.

An act to organize a home guard.

An act to authorize a force of ten thousand men to be raised for the defence of the commonwealth.

An act amending and re-enacting the 1st section of an act passed May 15, 1862, entitled an act to authorize a force of ten thousand men to be raised for the defence of the commonwealth.

An act prescribing the mode of obtaining judgment against defaulting collectors of taxes and other public dues.

An act making an appropriation in a certain contingency for the protection of certain inhabitants of the city of Richmond.

An act to authorize the county courts to purchase and distribute salt amongst the people, and provide payment for the same.

An act to authorize the sale of the Roanoke valley rail road.

An act to amend and re-enact section 5, chapter 205 of the Code of Virginia.

An act amending the 19th section of chapter 14 of the Code, concerning salaries.

An act to amend and re-enact the 7th section of chapter 103 of the Code.

An act to amend and re-enact section 1st, chapter 162 of the Code of Virginia (edition 1860).

An act to amend and re-enact section 13, chapter 207 of the Code of Virginia.

An act to amend and re-enact the 1st section of chapter 108 of the Code of Virginia.

An act to authorize the governor of Virginia to co-operate with the confederate government in and about the defences of Richmond and Petersburg.

An act prescribing the effect of a judgment in favor of the commonwealth against a deceased person.

An act concerning treasury notes.

An act to authorize a change of licenses.

On motion of Mr. BURKS,

Resolved, that the thanks of this house are due, and are hereby tendered to the speaker of this house, for the able, dignified and impartial manner in which he has discharged the duties of his office.

On motion of Mr. ANDERSON of Botetourt,

Resolved, that the thanks of the house be presented to the clerk, for the prompt and faithful manner in which he has discharged his duties.

On motion of Mr. TATE,

Resolved, that the thanks of this house are hereby tendered to the sergeant at arms, doorkeepers and pages, for the cheerful, prompt and efficient manner in which they have performed their duties.

On motion of Mr. FLOOD,

Resolved, that the thanks of this house are due, and are hereby tendered to the ministers of the gospel who have so acceptably discharged the duties of chaplain during this session.

On motion of Mr. BLUE,

Resolved, that the senate be informed that the house on its part is now ready to adjourn until the first Monday in December next.

A message was received from the senate informing the house that they were ready to adjourn on their part.

On motion of Mr. BLUE, the house adjourned until the first Monday in December next.



# ADDENDA.

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FRIDAY, MAY 9, 1862—SECRET SESSION.

On motion of Mr. ROBERTSON, the house resolved itself into secret session.

Mr. ROBERTSON, from a joint committee, presented the following report; which was read and ordered to be laid on the table:

The joint committee of the two houses of the general assembly, to whom was referred the communication of the governor in regard to the defences of Richmond and Petersburg, along the James and Appomattox rivers, respectfully report:

That in pursuance of their instructions, they immediately called on the governor, and the head of the war department of the Confederate States, with both of whom they had a full and frank conference. In order that they might accomplish the object of their appointment to the best of their power, they concluded to visit the spot where the confederate authorities are now engaged in obstructing James river; and on their return, had an interview with the president, the secretary of the navy being also present.

The committee deem it unnecessary to enter into any detailed account of the works now in progress, or those contemplated by the confederate authorities, in or along the James and Appomattox. Still more useless, in their opinion, if not improper, would it be in them to attempt any explanation of the causes which have prevented the completion or retarded the progress of those works. From all the information they have been able to obtain from the executive officers of the state and of the Confederacy, and the agents employed, and their own personal observation, they feel authorized and bound to say, that at the time of their visit on yesterday, the measures in progress were not in a condition to afford security to the city of Richmond. A line of cribs, to be filled with granite, eight in number, had been commenced some weeks past, extending from Drewry's bluff in Chesterfield, to the opposite shore, four of which had been completed. The battery on the bluff, intended to aid in repelling the enemy, is now in condition to render some service, and will be completed, we understand, in a brief period. The first line of cribs across the river, it is thought, will be finished in the course of the present week; but the additional cribs, which are to prevent the approach of vessels to the first line, cannot be done in less than two weeks.

In regard to the Appomattox, no works have as yet been actually commenced. We are informed, however, that competent agents

have been employed, with directions immediately to place obstructions therein at such point or points as may seem best calculated to prevent an attack by water on the city of Petersburg.

The committee deem it proper to add, that so far as they are able to judge from all they have seen and heard, the confederate authorities and their agents are at this time actively engaged in carrying on and completing all such works as in their opinion are practicable and proper to defend both Richmond and Petersburg from danger of an assault by water.

In conclusion, the committee further report, that they are assured by the confederate authorities that they do not desire or need any aid at this time in funds, labor or otherwise, from the commonwealth, to enable them to accomplish the defences along the James or Appomattox rivers. On the contrary, their agents employed in the construction of these defences, the committee are officially informed, are supplied with as much labor as they can usefully employ, and with the necessary materials as fast as they can use them.

JOHN ROBERTSON,  
*Ch'n Senate Committee.*

WYND. ROBERTSON,  
*Ch'n House Committee.*

Mr. WYNNE presented the report of R. R. COLLIER of the senate's committee; which was read, and ordered to be laid on the table:

The undersigned accompanied the joint committee, as a member thereof, in the round of calls on the state and the confederate functionaries; and in addition to the bill which he proposes, and which was not adopted by the committee, he begs to say, for further report, that he deems the projected obstructions of James river as sufficient, if protected by heavy ordnance more on a level with the obstructions than the battery is on Drewry's bluff; to be worked by the men in pits: and provided also that rifle pits, some fifty or a hundred, be promptly arranged within range of the obstructions; but that the obstructions will be wholly inadequate, however well completed according to the design, if only supported by the fortifications now under construction.

The undersigned will only add, that whilst he is satisfied the confederate authorities are actively engaged in obstructing those rivers, he would suggest that this report be certified to the secretary of war, and that he be requested to give his attention to the subject, and see to it all the time, till the obstructions are completed; that all requisitions by the engineers in charge be promptly filled, so that there shall be as little delay as possible.

R. R. COLLIER,  
*Senate Committee.*

*A Bill to authorize the Governor of Virginia to co-operate with the Confederate Government in and about the defences of Richmond and Petersburg.*

1. Be it enacted by the general assembly, that the sum of dollars be and the same is hereby appropriated, out of any money in the treasury not otherwise appropriated, to enable the governor to co-operate with the president of the Confederate States on consultation in and about the most effectual ways and means of promoting the defences of the cities of Richmond and Petersburg, or either of them.

2. That the governor be and he is hereby required to make in detail a report to the general assembly of all sums and for what purposes expended in virtue hereof, and that he make the same, by demanding reimbursement thereof to the state by the confederate government, a charge on that government.

3. This act shall be in force from its passage.

The resolution communicated from the senate was taken up and read as follows:

Resolved, that the governor be and he is hereby authorized to co-operate with the confederate authorities in the obstruction of the James and Appomattox rivers, with a view of accomplishing that object in the most speedy and effectual manner; and he is hereby empowered to impress or otherwise procure such property and number of men as he may deem proper, and do whatever he may think necessary to effect the object aforesaid.

And the question being on agreeing thereto, Mr. ANDERSON of Botetourt demanded the previous question; which was sustained by the house; and being put, the roll was called, with the following result—Ayes 58, noes 17:

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Blue, Booton, Brooks, Buford, Burks, Cazenove, H. N. Coleman, Collier, Crockett, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Fletcher, Flood, Forbes, Franklin, Gatewood, Harrison, Hopkins, Hunter, Johnson, Kyle, Laidley, Lynn, Mallory, Mathews, A. W. McDonald, McKinney, McLaughlin, Montague, Newton, Orgain, Reid, Rives, Robertson, Robinson, Ruthsford, P. Saunders, Shannon, Small, F. G. Taylor, Thrash, Tredway, Tyler, Walker, Ward, Williams, Woodhouse, Woodson, Woolfolk, Worsham and Wright—58.

NOES—Messrs. Baysa, Bouldin, Bradford, Dabney, Gilmer, Green, Jones, Magruder, R. E. Nelson, W. G. T. Nelson, Payne, Pritch, Sherrard, Steger, Tate, West and Wynne—17.

Sixty-four members not having voted in the affirmative,

Resolved, that the resolution be rejected.

Mr. GREEN moved a suspension of the rules, with a view to reconsider the vote by which the resolution was rejected; and the question being on agreeing thereto, was put, and decided in the affirmative.

The question being on agreeing to the resolution, Mr. BOULDIN submitted the following substitute, by way of amendment:

Resolved, that the governor be and he is hereby authorized to co-operate with the confederate authorities in the obstruction and defence of the James and Appomattox rivers; and with a view of accomplishing that object in the most speedy and effectual manner, he is hereby empowered to tender to the president of the Confederate

States all the power and resources of the state; and if necessary to make such tender effectual, he is authorized to impress or otherwise procure such property and number of men as may be required to effect the object aforesaid.

And the question being on agreeing thereto, Mr. Woodson demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 62, noes 10.

On motion of Mr. COLLIER, the vote was recorded as follows:

**AYES**—Messrs. Shaffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Brooks, Buford, Burks, Carter, H. N. Coleman, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Fletcher, Flood, Forbes, Franklin, Gatewood, Gilmer, Gordon, Green, Harrison, Hopkins, Jones, Kyle, Lynn, Magruder, Mallory, Mathews, A. W. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Payne, Reid, Rives, Robertson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Steger, Tate, Thrash, Tredway, Tyler, Walker, Ward, Williams, Wershman, Wright and Wynne—62.

**NOES**—Messrs. Cazenove, Collier, Hunter, Johnson, Laidley, McKinney, Orgain, Prince, Woodson and Woolfolk—10.

The question recurring on agreeing to the resolution as amended, Mr. ANDERSON of Botetourt demanded the previous question; which was sustained by the house; and being put, was decided in the affirmative—Ayes 71.

**AYES**—Messrs. Shaffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Brooks, Buford, Burks, Carter, Cazenove, H. N. Coleman, Collier, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Fletcher, Flood, Forbes, Franklin, Gatewood, Gilmer, Gordon, Green, Harrison, Hopkins, Hunter, Johnson, Jones, Kyle, Lynn, Magruder, Mallory, Mathews, A. W. McDonald, McKinney, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Orgain, Payne, Prince, Reid, Rives, Robertson, Rowan, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Steger, Tate, Tredway, Tyler, Walker, Ward, Williams, Woodson, Woolfolk, Worham, Wright and Wynne—71.

Ordered, that the clerk communicate the same to the senate, and request their concurrence.

The doors being opened,

On motion of Mr. JONES, the house adjourned until to-morrow, 12 o'clock.

## MONDAY, MAY 12, 1862—SECRET SESSION.

On motion of Mr. BASS, the house resolved itself into secret session.

The SPEAKER laid before the house the following communication from the governor; which, on motion of Mr. BASS, was referred to the committee for courts of justice:

EXECUTIVE DEPARTMENT, May 12, 1862.

*Gentlemen of the Senate and House of Delegates:*

In a contingency that may happen, I am at a loss to know what disposition to make of the penitentiary, and the convicts therein confined. I feel it to be a duty, therefore, to bring the matter to the attention of the general assembly, for their advice. I respectfully urge that early attention may be given to this subject, and

that I may be informed, as soon as practicable, of the conclusion that may be arrived at.

Respectfully,

JOHN LETCHER.

*Honorable Speaker House of Delegates.*

The doors being opened,  
On motion of Mr. BRADFORD, the house adjourned.

WEDNESDAY, MAY 14, 1862—SECRET SESSION.

On motion of Mr. ANDERSON of Botetourt, the house resolved itself into secret session.

No. 13. An engrossed bill to authorize a force of ten thousand men to be raised, was taken up, on motion of Mr. FORBES.

Mr. HUNTER submitted a ryder to the bill; which was read a first and second times, and ordered to be engrossed and read a third time; and the question being—Shall the bill pass? was put, and decided in the affirmative—Ayes 66, noes 4.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskervill, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Forbes, Franklin, Gatewood, Gilmer, Grattan, Harrison, Hopkins, Hunter, Johnson, Jones, Kyle, Laidley, Lundy, Lynn, Magruder, Mathews, McCamant, A. W. McDonald, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Reid, Riddick, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Small, Sherrard, F. G. Taylor, Thrash, Tredway, Tyler, Ward, Williams, Woodson, Woolfolk, Wootten and Worsham—66.

NOES—Messrs. Bass, Gordon, Green and Tate—4.

Ordered, that Mr. BURKS carry the same to the senate, and request their concurrence.

No. 14. An engrossed bill to organize a home guard, was taken up, on motion of Mr. ANDERSON of Botetourt, read a third time and passed.

Ordered, that Mr. ANDERSON of Botetourt carry the same to the senate, and request their concurrence.

Mr. SAUNDERS of Campbell called up the resolution heretofore submitted by him in relation to the anticipated attack by the enemy upon Richmond.

Mr. SAUNDERS submitted, by way of amendment to the resolution, the following:

Resolved by the general assembly, that the general assembly has heard, with the liveliest gratification, that the authorities of the confederate government have determined to hold the city of Richmond, to the last extremity, against the threatened attack by the enemy's gun boats; and the general assembly is firmly impressed with the wisdom and propriety of such a policy on the part of the government.

Mr. WOODSON submitted the following as an amendment to the amendment:



Whereas it has been manifest to the whole country since the commencement of the present war with the United States and the establishment of Richmond as the capital of the Confederate States, that the capture of Richmond was the cherished object of the government of the United States: And whereas the attention of the confederate government has been heretofore called to the effective obstruction of the channel of James river, as an important manner of defence against the enemy; and the state of Virginia, in a spirit of confidence, has turned over her whole force to the confederate government for the general defence: And whereas doubts have arisen whether any sufficient obstruction of the channel of James river has been made: Therefore,

Be it resolved by the general assembly of Virginia, that if the confederate government has failed or neglected so to obstruct the channel of James river, as to prevent access to the city of Richmond by the gun boats of the enemy, the administration has irretrievably forfeited the confidence of the people of this state; and it is the imperative duty of the present administration to resign a trust which it has shown itself incapable of discharging.

Resolved further, as the opinion of this general assembly, that it is the highest duty of the government to test the fortune of war upon the soil of Virginia; that we hereby again tender to the confederate government all the means of Virginia for the common defence, and that we will regard the evacuation of Virginia as a fatal step to the cause of the south, which we will resist by all the means in our power.

Resolved further, that a copy of the foregoing preamble and resolutions be communicated by the clerk to the president of the Confederate States.

Pending the consideration of which, on motion of Mr. WORSHAM, the whole subject was laid on the table.

A message was received from the senate by Mr. ARMSTRONG, who informed the house of delegates that the senate had agreed to certain joint resolutions in relation to the defence of the city of Richmond, and appointing a committee to communicate the same to the president of the Confederate States: in which they respectfully requested the concurrence of the house of delegates.

The resolutions were taken up, and are as follows:

Resolved by the general assembly, that the general assembly hereby express its desire that the capital of the state be defended to the last extremity, if such defence is in accordance with the views of the president of the Confederate States, and that the president be assured that whatever destruction and loss of property of the state or individuals shall thereby result, will be cheerfully submitted to.

Resolved, that a committee of two on the part of the senate, and three on the part of the house, be appointed to communicate the adoption of the foregoing resolution to the president.

The question being on agreeing to the resolutions, was put, and decided in the affirmative—Ayes 84.

On motion of Mr. BOULDIN, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Baskerville, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Carpenter, Cecil, Clarke, Crockett, Dabney, Daniel, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Evans, Fletcher, Flood, Forbes, Franklin, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Johnson, Jones, Kyle, Laidley, Lockridge, Lundy, Lynn, Magruder, Mallory, Matthews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Richardson, Riddick, Rives, Robertson, Robinson, Rutherford, P. Saunders, R. C. Saunders, Shannon, Sherrard, Spady, Steger, Tate, F. G. Taylor, Tredway, Tyler, Walker, Ward, Williams, Woodson, Woolfolk, Worsham, Wright and Wynne—84.

Ordered, that Mr. BOULDIN inform the senate thereof.

The SPEAKER announced the following committee on the part of the house: Messrs. Bouldin, Newton, and Anderson of Botetourt.

On motion of Mr. BOULDIN,

Resolved (with the consent of the senate), that the injunction of secrecy be removed from the proceedings in relation to the defence of the capital of the state and of the Confederate States.

Ordered, that Mr. BOULDIN carry the same to the senate, and request their concurrence.

On motion of Mr. EDMUNDS,

Resolved by the general assembly, that the joint resolutions passed by the general assembly this day, in relation to the defence of the city of Richmond, be communicated by the committee to the governor of the commonwealth and to the mayor of the city.

Ordered, that Mr. BOULDIN carry the same to the senate, and request their concurrence.

The doors being opened,

The chair was vacated until 8 o'clock P. M.

#### — EVENING SESSION.

A message was received from the senate by Mr. HART, who informed the house of delegates that the senate had passed house bill entitled an act to organize a home guard, No. 14; and that they had passed with amendments a bill to authorize a force of ten thousand men to be raised for the defence of the commonwealth.

The amendments were taken up, on motion of Mr. EDMUNDS.

Mr. EDMUNDS moved to disagree to the first amendment proposed by the senate, as follows: strike out first section, and insert, "that the governor of this commonwealth be and he is hereby authorized to raise an army from the military force of this state, not liable to military duty under an act of congress known as the 'conscript law,' approved the 16th day of April 1862, and who are not now in service, by volunteering to the number of ten thousand, to be formed into two brigades and ten regiments, to be known as the 'Virginia state troops;' that the said forces are intended."

And the question being on agreeing thereto, was put, and decided in the affirmative—Ayes 74, noes 5.

On motion of Mr. EDMUNDS, the vote was recorded as follows:

**AYES**—Messrs. Sheffey (speaker), J. T. Anderson, Bass, Bayse, Blue, Booton, Bouldin, Bradford, Buford, Burks, Cazenove, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J.

Davis, Dice, Edmunds, Eggleston, Evans, Ewing, Fletcher, Flood, Forbes, Franklin, Gatewood, Gilmer, Gordon, Grattan, Harrison, Hopkins, Hunter, Hunt, Johnson, Jones, Kyle, Lundy, Lynn, Magruder, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Payne, Pitman, Prince, Reid, Riddick, Rives, Robertson, Rutherford, P. Saunders, Shannon, Small, Steger, Thrash, Tredway, Vermillion, Walker, Williams, Woodson, Woolfolk, Wooten, Worsham and Wright—74.

NOES—Messrs. Garrison, Green, Laidley, Sherrard and Tate—5.

The 2d, 3d, 6th and 7th amendments were then disagreed to, and the 4th and 5th amendments were agreed to.

Mr. EDMUNDS moved to amend the 8th amendment, by striking out “or,” and inserting “and;” which was agreed to.

The question being on agreeing to the 8th amendment as amended, was put, and decided in the affirmative—Ayes 70.

AYES—Messrs. Sheffey (speaker), J. T. Anderson, Baskerville, Bass, Bayse, Blue, Booton, Bradford, Buford, Burks, Cecil, Clarke, Crockett, Dabney, J. D. Davis, R. J. Davis, Dice, Edmunds, Eggleston, Ewing, Fletcher, Flood, Forbes, Garrison, Gatewood, Gilmer, Gordon, Grattan, Green, Harrison, Hopkins, Hunter, Johnson, Jones, Kyle, Laidley, Lundy, Lynn, Magruder, Mallory, Mathews, McCamant, A. W. McDonald, I. E. McDonald, McLaughlin, Minor, Montague, R. E. Nelson, W. G. T. Nelson, Newton, Orgain, Pitman, Prince, Reid, Riddick, Rives, Rutherford, P. Saunders, Shannon, Small, Sherrard, Tate, Thrash, Tredway, Vermillion, Walker, Williams, Woolfolk, Wooten and Worsham—70.

The amendment as amended is as follows: “and the governor and auditor of public accounts are authorized, if necessary, to borrow from time to time, at a rate of interest not exceeding six per centum, parts of said sum of money, or to cause registered stock of the commonwealth to be issued and sold at par for the purpose of raising from time to time parts of said sum of money; or if the necessary amount of money should not be so obtained, to cause to be issued treasury notes of the commonwealth in the manner as provided for in the ordinance of the convention authorizing the issue of treasury notes, but without interest.”

A message was received from the senate by Mr. ROBERTSON, who informed the house of delegates that the senate had passed a resolution in relation to the appointment of a committee of safety.

The doors being opened,

On motion of Mr. HARRISON, the house adjourned until to-morrow, 10 o'clock.

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# MESSAGE

OF

THE GOVERNOR OF VIRGINIA,

AND

ACCOMPANYING DOCUMENTS.

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RICHMOND:

WILLIAM F. RITCHIE, PUBLIC PRINTER.

1862.



# MESSAGE.

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EXECUTIVE DEPARTMENT,

MAY 5, 1862.

*Gentlemen of the Senate  
and House of Delegates :*

Since your adjournment, the confederate congress have passed a conscription bill, which relieves the general assembly, in a great measure, from the necessity of further legislation in regard to military matters. This bill divests the state authorities of all control over the troops of Virginia, and vests in the confederate government the power to enroll all persons between the ages of eighteen and thirty-five, organize them, commission the officers, call them into service, and dispose of them in such manner as they may deem advisable.

It is my deliberate conviction that this act is *unconstitutional*; but taking into consideration the peculiar condition of affairs existing at the time of its passage, I forbear to debate the question at present. When the war is ended, we can discuss these questions, and so settle them as to preserve the rights of the states. Harmony, unity and conciliation are indispensable to success now; and I will, as the executive of the state (protesting against it as an infringement of state rights), acquiesce in its passage, and respectfully and earnestly urge upon our people, as I have uniformly done, a prompt and cheerful response to its requirements. Drive the invader from our soil, establish the independence of the Southern Confederacy, and then we can mark clearly and distinctly the line between state and confederate authority.

Since the convention entered into between the Honorable Alexander H. Stephens and the committee appointed by our late state convention, was ratified by the two governments, the absolute direction and exclusive control of our military affairs has been confided to the

confederate government. The state authorities have had no power to direct military movements, or in any way to control the disposition of our troops. This arrangement was deemed necessary to secure that unity of action which in military matters is regarded by military men as indispensable to success.

We have had some reverses recently ; but instead of discouraging or dispiriting our people, they should produce exactly the opposite effect. They should stimulate us to increased efforts, to redoubled energies, and should arouse throughout the entire Confederacy, a more determined, uncompromising and unyielding spirit. If every man will determine that the south shall not be subjugated, the work will be half accomplished. A people, *such as we are*, resolved to be free, can never be reduced to slavery.

There is no occasion with us for gloom or despondency. If we trace the history of the American revolution, which eventuated in our separation from the mother country, and in the establishment of our independence, and compare it with the revolution in which we are now engaged; we will find that our successes so far have been far more striking and brilliant than those which attended our ancestors in the origin of their great struggle. Every consideration of duty and of patriotism appeals, trumpet tongued, to the southern man to go in for the war. Every man should be willing to sacrifice property and life, if needs be, for the protection of his fireside and "the loved ones at home," and for the maintenance of his rights and liberties.

No people ever had more to stimulate them to exertion. We have a righteous cause—we have a land that is fair and fertile—we have a climate that is salubrious and mild—we have a lovely and delightful home, "the seat of liberty with all its sweets." What more can man ask to inflame his spirit, to arouse his energies, to stimulate his exertions, and to nerve him for a struggle, that will be without a parallel in the history of the world, in its glorious results, present and prospective?

We have no compromises to make with our ruthless and remorseless enemy. We must teach him a useful and practical lesson. We must establish a government regulated by liberty and law, which will recognize the rights of the citizen, personal and social, and secure the rights of property to all. Compromise would ruin us,

and we must shun it as we would the pestilence. The northern people have no well defined ideas of freedom and liberty, or of justice and right. The government, as administered by Lincoln, has become an absolute despotism; and even the conservatism of that section has quietly submitted to the shackles which a heartless tyrant has riveted upon them. Will they continue to sleep on, and awake only to find that even the semblance of republican government no longer exists among them.

Our policy must be changed. We must make this a war of invasion, and we must push it with a zeal and energy equal to that exhibited by our wily enemy. Maryland must be redeemed. Accomplish this, and the way will be opened to the invasion of the north; and as we progress, thousands of armed men will arise on all sides, who will most cheerfully unite their destinies with ours, and will cordially co-operate in carrying our flag to those sections in which it has not yet been seen. We must increase our forces in the Valley of Virginia. Jackson must be largely reinforced. He must have the power to clear out the Valley, and make attacks at points in the enemy's territory, most likely to inflict upon him the severest retribution. An invasion of their territory will bring the northern people to their senses, and will enable them to feel and appreciate the disadvantages and evils of a war, such as they have so unnecessarily brought upon the country. They must be made to feel these, before we can hope for a permanent peace, and the sooner they are made to feel them, the sooner peace will come.

Let our generals have an adequate force to loosen the tyrant's grasp upon Maryland, relieve her subjugated people, and enable them to unite with those whose interests and institutions are identical with their own. This done, and thousands of her best citizens will at once rush to the standard of the Southern Confederacy, and will prove themselves as efficient soldiers as their brethren, now in service in Virginia, and other states of the Confederacy.

Another result, of not less practical importance, will follow. The treasonable organization gotten up at Wheeling, will fall. The dominion of the law will be again felt in that part of the state, and the loyal citizens will again enjoy protection for persons and property. This is a result greatly to be desired, and the policy which promises its accomplishment, is worthy of a trial.

Inaugurate an aggressive policy, and with a judicious use of the means which Providence has intrusted to us, our revolution will be a success, our connection with the north will be dissolved, and our government established upon an enduring basis.

We have an important work before us—important to ourselves, and not less important to posterity. We have a great object in view—an object which should be cherished by all—the establishment of liberty and freedom and independence for the south. Our success will accomplish great results for our own people, and unless I am greatly deceived, our example will have its influence, sooner or later, in bringing about the overthrow of the Lincoln despotism.

And finally, we cannot prosecute this war, and support our own and the army of the enemy within the limits of the Southern Confederacy. We have the means in abundance for the support of our own army, no matter to what extent it may be increased. We must invade the enemy's country, and force him to subsist his army at home, by compelling its withdrawal from our section. Our advent into Southern Illinois, Indiana and Ohio, will introduce us to a people whose sympathies are with us, and who will extend to us aid and comfort. New Orleans has fallen. This is one of our principal points for supplies; and this in the hands of the enemy, a change in our policy is rendered necessary, and it should be made without delay. A moment lost now, can never be regained. The past is gone—wisely improve the present, and the future will be safe.

Judicious rules should be established for the protection and removal of at least the male slaves from those portions of the state that are surrendered to the enemy. The labor of the slaves is needed for many purposes connected with the operations and movements of the army, and they could be employed advantageously and profitably both to the master and to the government. If the male slaves were withdrawn with the army, the enemy would have no labor with which to cultivate the land, or which they could apply to any other practical use. And besides, if the males were withdrawn, the females and the children would most probably remain, as the labor of these latter would not compensate the enemy for their maintenance.

The loss to the citizens of Virginia in the item of slave property alone, far exceeds the loss from the destruction of cotton, or any

other species of property, during the war. Counties in Virginia have been overrun, containing an aggregate slave population of 80,728, by the late census, and which, at a moderate valuation, is worth in round numbers, \$45,000,000. Such a loss should not be permitted to fall upon a people, if it can by any proper means be prevented.

If therefore our officers, when there is reason to believe that they will be compelled to abandon a position, would notify the owners of slaves to remove them, or report them at camp for the performance of such service as may be assigned to them, a most severe loss in this particular property would be avoided.

The war now in progress must be prosecuted with energy and spirit; but this may be done, and proper attention may at the same time be given to the development of the abundant and rich resources of the state. Our material interests are important, and should be closely looked after. In giving proper attention to them, and by following the example set us by our ancestors of revolutionary history, we can do much to aid the common cause. We have, scattered throughout the state, vast deposits of saltpetre, which have been but partially developed. We have the means within reach, of supplying the demand for salt, from our salt springs and the seaboard. We have the means and materials for the manufacture of gunpowder. We have rich mines of lead, and copper and iron ore, to be found at various points in the state, and which, if judiciously and energetically managed and worked, are capable of supplying the wants of the Confederacy.

The question then arises, what is necessary to be done to render all these articles of prime necessity immediately available? In 1775, 1776 and 1777, our forefathers passed ordinances providing for working the lead mines in Montgomery and other counties; for procuring saltpetre and sulphur, and stimulating the manufacture of gunpowder; for encouraging the manufacture of salt, and designating the places at which it was to be made; and for encouraging the manufacture of arms and ammunition. The mode adopted was, the payment of proper bounties—such, for example, as fifty cents per pound (bounty) for saltpetre, and sixteen cents per pound for sulphur, when used in the manufacture of gunpowder.

The legislation of these periods is deeply interesting, and much of



it is applicable to our own times, and might with great propriety be re-enacted. The parallel between the evils complained of at that day, and those with which we are afflicted now, is most striking and complete. I regret that I have not the space (without extending this paper to an unwarrantable length) to quote their denunciations of extortioners and speculators—by no means a small class at the present day.

Our railways and their machinery are subjects for serious consideration. We have neither the material for the reconstruction of the roads, nor the mechanical skill for the reconstruction of the machinery, nor can we procure them from abroad under existing circumstances. These questions, therefore, address themselves with unusual force to the consideration of the general assembly.

I recommend that the speed of railway travel shall be regulated by law, as the only means of preserving our improvements from absolute and early destruction. High rates of speed tend greatly to accelerate the wear and tear of both the roadway and machinery. Passenger trains now pass at the speed of about sixteen miles per hour, and freight trains at a speed of about twelve miles per hour. This speed should be reduced to ten miles per hour for passenger trains, and eight miles per hour for freight trains, unless in cases of great public necessity. Such an arrangement would prolong the existence of both roads and machinery.

I am informed by gentlemen of experience and observation, who have given great attention to the subject, that the life of an English or Welsh rail cannot be safely estimated at more than twelve years; that three-fourths of the rails in Virginia have been laid down at least eight years, and that nineteen-twentieths of them are of English or Welsh production, made for sale, and received without inspection as to quality. Such is the present evidence of wear in the rails, that it may be safely affirmed, that if iron could be imported, every rail road company would be purchasers to the full extent of their ability to pay, and many would attempt to negotiate on time, such is the pressing necessity for new rails to repair the dilapidated sections of the roadways. The weight of trains should be diminished, and all freight with the passenger trains should be prohibited. Immense quantities of freight are now transported at the speed of passenger travel, under the name of "express freight," to the great injury of

the railways, and to the benefit of no one except the stockholders of the express company.

I recommend, therefore, that these suggestions be reduced to laws, so that all rail roads may be placed upon the same footing. The necessity of legislation is apparent, as we must have uniform laws with regard to speed on our roads, and uniform laws in regard to express freight, to avoid complaint against the roads that may be willing to adopt the arrangement.

Our rail roads gone, we shall be seriously embarrassed; and I therefore call the attention of the general assembly to the subject, as one worthy of the most serious consideration and prompt and decided action.

The report of the adjutant general, presenting abstracts of the returns of the militia enrolled under the act of February 8th, 1862, and returns of the active volunteer force, under the act of February 10th, 1862, is herewith presented for the information of the general assembly. This report contains some suggestions that are worthy of approval. [Appendix A.]

I call your attention to the defects in the laws relating to exemptions. If conclusions can be drawn from the reports that have been made to the adjutant general, we have but too much reason to believe, that in many instances the law has been grossly abused, and multitudes have been released from military service who have no just claim to exemption. The applicants have been allowed to select the physicians who were to examine them; and it has been no unusual sight to see the courthouses occupied by physicians receiving fees for furnishing certificates of "disability." The certificates thus obtained, when presented to the boards, in most instances, have been taken as sufficient to justify the exemption of the applicant. These applicants should be re-examined by a disinterested surgeon, who is not to receive fees, and who should be sworn before he enters upon the discharge of his duties. All men capable of doing so, are equally bound to render military service, and all should be willing to render it at a time like the present.

I communicate herewith, a report from Brig. Gen. Charles Dimmock; which shows the issues of arms, accoutrements, &c. since the first day of November last, by the Virginia ordnance department.

The report shows that we have issued thirty-nine pieces of artillery, six and twelve pounders, and sixteen thousand seven hundred and seventy-four small arms. [Appendix B.]

On the night of the 21st of April last a mutiny of a very serious character was attempted by a large number of the prisoners in the penitentiary, who had, by the means of false keys, released themselves from their cells. So soon as I was informed of the fact, I directed an investigation to be made; and the report of the superintendent, accompanied by the evidence taken in pursuance of that order, is herewith communicated for your consideration. [Appendix C.]

This attempt, participated in by so large a number of the more desperate of the prisoners, must have been the result of much conference and discussion. The keys must have been made in the penitentiary; and the fact that the pistols of the interior guard had been tampered with, and when the mutiny was discovered, were found unfit for service, shows that there has been the most culpable negligence. It has been apparent for some time that the discipline has not been as rigid as it should have been in an institution of this kind. For some time past the raw material for the several workshops has been supplied in very limited quantities, and the consequence has been that the convicts have been idle much of the time.

I communicate also the testimony taken by the officers of the public guard relating to the same subject. [Appendix D.]

I trust it will be the pleasure of the general assembly to institute a searching investigation, and to adopt such legislation as will insure rigid discipline and a better system of management, not only in procuring supplies, but in conducting the shops. With judicious management, the institution would pay well—without it, it must remain, as it has been, a burden upon the state.

The number of convicts now in the institution is very large—as many as three, and in some instances more, being confined in the same cell. It is important that the establishment should be enlarged, or some other mode adopted to secure relief in this respect.

In my message of January 1861 I presented a recommendation on this subject; which I now respectfully renew:

"I suggest also that you so amend the criminal laws as to prohibit any person from being confined in the penitentiary for a shorter period than three years. It requires at least three years to acquire a trade; and those who are confined for a shorter period are a burden to the institution, and an expense to the state. In all such cases, let some other punishment be substituted. The ends of justice would be as well accomplished—perhaps better—and the treasury would be relieved from an onerous and unnecessary burden."

A very large number of convicts are sent to the penitentiary for short terms; and such labor as we can get from them falls far short of compensating the state for their support. And besides, I think it may be very safely affirmed, that a convict who remains in the institution too short a term to enable him to acquire a useful trade, is in a worse condition when discharged than when he entered the prison. When discharged, they should be able to obtain an honest living, by prosecuting an honorable trade. If they have no trade, they are turned out upon the world without the means of making a livelihood, and they naturally and necessarily relapse into their old habits. The object of punishment is reformation; and all legislation relating to offenders and crimes, should be directed to the accomplishment of this wise end.

I recommend the repeal of section twenty-seventh of chapter forty-four of the Code. This section directs that every canceled certificate of debt shall remain filed in the treasurer's office. I recommend also the repeal of section fourth of ordinance number thirty-five, passed April 30th, 1861. This section requires the treasury notes, as they are redeemed by the auditor, to be canceled by him, and delivered to the treasurer, to be preserved in his office. Lists of the notes issued, as well as of those redeemed and canceled, are required to be kept; and this, it seems to me, accomplishes all that is necessary. All these evidences of debt and treasury notes can be destroyed, without prejudice to the interests of individuals or of the state. These papers are in the way in the treasurer's office, and the auditor and treasurer should be instructed to destroy them without delay.

The same recommendation is made as to the treasury notes issued under the act of 1856, which are also deposited in the treasurer's office.

The Banks of Weston and Manassa—institutions based on *state securities*—having failed, the treasurer proceeded under the law to wind both up. There remain yet outstanding, of the circulation issued by the Bank of Weston, two thousand eight hundred and fifty dollars, and of the Bank of Manassa, about five thousand one hundred and fifty dollars.

I recommend, therefore, that you shall by law authorize the sale of the stocks now in the treasurer's keeping belonging to these two institutions, and deposit the proceeds in the treasury for the redemption of their circulation. This will operate justly for the noteholders, and will adequately protect their interests. I recommend also that the treasurer be directed to notify the noteholders to present their notes within twelve months for redemption, or they will be barred of all participation in the fund realized from the sale of the stocks belonging to those institutions.

Returns of the election in the judicial circuit to supply the vacancy occasioned by the lamented death of Hon. John Webb Tyler, have not been received at this department. The only return that has been received, is herewith transmitted. [Appendix E.] Under the circumstances, I have had no means of ascertaining the result, and hence the proclamation required in such cases has not been issued. The subject is now brought to the attention of the general assembly, for such action as may be deemed proper to supply this vacancy temporarily, until an opportunity shall be afforded for holding an election according to law.

The state convention directed the constitution which they had adopted, to be submitted to a vote of the people. The returns which have been received at this department from eighty-seven counties and cities, and from the camps, show that thirteen thousand two hundred and thirty-three votes were cast for its ratification, and thirteen thousand nine hundred and eleven votes against its ratification. Of the remaining counties which were not in the possession of the enemy at the time the vote was cast, verbal accounts represent that a considerable additional vote against the ratification of the constitution was given, which would increase the majority; but though steps were taken to obtain the returns, they have not been received. The majority for its rejection, therefore, is six hundred and seventy-eight votes. This settles the question of constitutional reform for the present.

I have been informed, and I believe the information reliable, that the constitution adopted by the traitors who constituted the Wheeling convention, has been rejected by the people to whom it was directed to be submitted. A clause providing for gradual emancipation was also submitted at the same time, and rejected by the popular vote. What makes these results the more significant, is the fact, that all soldiers, no matter whether citizens of Virginia or not, were allowed to vote, as I learn; and in spite of this extraordinary proceeding, the public judgment was pronounced against both. The constitution submitted by the state convention, having been rejected, and the constitution submitted by the Wheeling convention having also been rejected, all Virginia—Tide Water, Piedmont, Valley and Trans-Alleghany—remains under the same constitutional law—results upon which we may, I think, with propriety felicitate ourselves and the people of the whole state.

There is much misunderstanding with regard to the sentiments and position of our people in western Virginia; and it would be unpardonable in me to permit this occasion to pass, without vindicating them in the eyes of my countrymen of the Southern Confederacy. A decided majority of the people of western Virginia sustained the ordinance of the convention declaring the secession of Virginia. Several votes have been since taken, under the direction of the usurped government at Wheeling, and in no single instance have more than one-third of the voting population been found at the polls. Let these significant facts go to the world as a vindication of this people against the unjust imputations that have been made against their loyalty and fidelity. Northern power has crushed them for the present; but the day is coming when that section of our state—rich in mineral resources, fertile in soil, genial in climate, and abundant in all the cereal productions—will be redeemed and reclaimed. The avenging hour draws nigh, when the disloyal, unfaithful and traitorous will be made to bow in humble submission to the majesty of the law, and will rejoice at the opportunity to share again with us the glorious name of *Virginian*.

Respectfully,

JOHN LETCHER.











